

CRM 8568 of 2020

Court No. 16

(via Video
Conference)

25.11.2020

(DL 28)

(S. Banerjee)

In re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Raghunathganj Police Station Case No. 270 of 2020 dated 09.06.2020 under Sections 498A/304B/34 of the Indian Penal Code.

And

Allowed

In the matter of: Takirun Bibi & Anr.

... petitioners

Ms. Shabana Hasin, Ld. Advocate

... for the petitioners

Mr. S. G. Mukherjee, Ld. PP

Ms. Faria Hossain, Ld. Advocate

Mr. Aniket Mitra, Ld. Advocate

... for the State

The petitioners undertake to affirm and stamp the petition as per the rules within 48 hours of resumption of normal functioning of the court. The petition is taken up through video conference on the basis of such undertaking.

The petitioners say that they are the father-in-law and mother-in-law of the deceased. The allegation is that the petitioners demanded more dowry to be brought in.

The State says that the petitioners were actively involved in demanding such dowry from the deceased. The State has produced the case diary. The statements of the witnesses recorded under Section 161 of the Code indicate that the petitioners were persistent in their demand for dowry. However, the allegations are very omnibus in nature.

Considering the material on record it appears that the petitioners are entitled to obtain anticipatory bail.

In the event of arrest the petitioners will be enlarged on bail on furnishing a security of Rs. 10,000/- (Rupees ten thousand only) each, with two sureties of like amount each,

one of whom must be local, to the satisfaction of the arresting officer. The petitioners will also abide by the conditions stipulated in Section 438(2) of the Code.

CRM 8568 of 2020 is allowed.

(Sanjib Banerjee, J.)

(Aniruddha Roy, J.)