

07.12.2020  
tkm/ct 28  
sl no. 80

**C.R.M. 9877 of 2020  
(via video conference)**

**Allowed**

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Alipurduar Women P.S case 109 of 2020 dated 29.10.2020 under sections 493/376/417/34 of the IPC

and

In Re : Ruma Barman @ Roma Barman & Anr. .... petitioners

Mr. F Bandopadhyay  
Mr. A Ghosh

..... for the petitioner

Mr. A S Chakraborty  
Mr. N Chakraborty  
Mr. B Roy

..... for the State

It is submitted on behalf of the petitioners that the victim is a divorcee and had cohabited with the petitioners out of her own volition.

Learned lawyer for the State opposes the prayer for anticipatory bail.

Having considered the materials on record and bearing in mind the nature of allegations in the light of the aforesaid submission made on behalf of the petitioners, we are inclined to grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest, the petitioners shall be released on bail upon furnishing a bond of Rs. 10,000/- each with two sureties of like amount each, to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973.

The application being CRM 9877 of 2020 is disposed of.

**(Suvra Ghosh, J.)**

**(Joymalya Bagchi, J.)**