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04-06-2021
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CRM No. 2342 of 2021

(Via Video Conference)

In the matter of an application for anticipatory bail under
Section 438 of the Code of Criminal Procedure, 1973.

In re: Jayanti Mistry ..petitioner.

Mr. Debasis Kar ...for the petitioner.

Mr. Bidyut Roy
Ms. Rita Datta ...for the State

The petitioner is apprehending arrest in connection
with Ashoknagar Police Station Case No. 809 of 2020 dated
09.11.2020 under Sections 498A/304B/34 IPC.

Learned counsel appearing for the petitioner submits
that the petitioner happens to be the distant married sister-
in-law and she resides elsewhere and is in no way connected
with the alleged offence and that the victim lady committed
suicide in her parental house. It is further submitted that
the husband of the victim deceased is already on bail.

Learned counsel for the State drew our attention to the
statement of the neighboring witnesses at page 8 and 9 of the
case diary.

We are of the view that the allegations against the
petitioner emerging from the statements of neighbouring

witnesses recorded under section 161 Cr.P.C. by the Investigating Officer are omnibus in nature.

Accordingly, we direct that in the event of arrest, the petitioner may be admitted on anticipatory bail on furnishing bail bond of Rs. 5,000/- with two sureties of like amount to the satisfaction of arresting officer, subject to condition embodied under section 438(2) of the Code of Criminal Procedure.

Thus, application being CRM 2342 of 2021 is allowed and disposed of.

(Aniruddha Roy, J.)

(Shivakant Prasad, J.)