

29-11-2021
Item no.43
Subrata

IN THE HIGH COURT AT CALCUTTA
Criminal Miscellaneous Jurisdiction

CRM No.7723 of 2021
Nargis Bibi
-vs-
The State of West Bengal

In Re: An application for anticipatory bail under **Section 438 CrPC** in connection with Jalangi P.S. Case No.358 of 2020 dated October 3, 2020, under sections 498A/326/307/34 IPC and 3/4 Dowry Prohibition Act and adding section 302 IPC.

Mr. Jisan Iqubal Hossain ...for the petitioner

Mr. S.S. Imam
Mr. A. Manna ... for the State

The petitioner seeks anticipatory bail on account of a parity with that of the other co-accused who was granted anticipatory bail on September 29, 2021 by this court in CRM No.3370 of 2021.

Learned advocate for the State draws the attention of this court to the charge-sheet filed against the petitioner. He submits that the charge against the petitioner, inter alia, is under section 302 IPC.

The co-accused granted anticipatory bail on September 29, 2021 was found to be named only under section 498A/34 IPC read with section 3/ 4 Dowry Prohibition Act.

Learned advocate for the State submits that the said co-accused who was granted bail was named in the charge-sheet inter alia under section 302 IPC and that the State is taking steps for cancellation of bail against the said co-accused.

Considering the fact that the petitioner is named in the chargesheet inter alia under section 302 IPC and considering the gravity of the offences and the complicity of the petitioner therein, we are unable to grant the petitioner anticipatory bail.

CRM No.7723 of 2021 is thus dismissed.

[Debangsu Basak, J]

[Bibhas Ranjan De, J]

