

15.07.2021

Court No. 28
Item No. JB-02
nandy

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT
JALPAIGURI**

(Via Video Conference)

(bail - rejected)

CRM 651 of 2021

In Re: An application for **Bail** under Section **439** of the Code of Criminal Procedure filed on 08.06.2021 in connection with Matigara Police Station Case No. 808 of 2019 dated 25.09.2019 under Sections 302/304B/498A/34 of the Indian Penal Code (G.R. Case No. 3334 of 2019)

and

In the matter of: **Santosh Barman**

..... Petitioner

Mr. Deborshi Dhar, Advocate

..... for the Petitioner

Mr. Aditi Shankar Chakraborty, Learned A.P.P.

Mr. Aniruddha Biswas, Advocate

..... for the State

Advocate-on-record of the petitioner undertakes to affirm and stamp the petition/application as per the Rules within four weeks from date. Subject to such undertaking the application is taken up for hearing.

The petitioner has filed the instant application for bail in connection with Matigara Police Station Case No. 808 of 2019 dated 25.09.2019 under Sections 302/304B/498A/34 of the Indian Penal Code.

The victim lady committed suicide by hanging within six months of her marriage. According to the petitioner who is the husband of the victim lady, there was no quarrel with her and she committed suicide voluntarily without any reason or rhyme and the petitioner is languishing in jail since one year nine months and eight days.

Learned Advocate for the State opposes the prayer for bail. He

submits that the victim lady was subjected to torture on the pretext of dowry, which would be evident from the statement of the neighbours.

After hearing the respective Counsel and on perusal of the materials available from the record, we do not think it a fit case where the petitioner should be released on bail at this stage.

As such, the prayer for bail is **rejected**.

The application being **CRM 651 of 2021** accordingly **dismissed**.

However, we request the trial Court to make efforts so that the case may progress and brought to its logical end at earliest.

(Harish Tandon, J.)

(Subhasis Dasgupta, J.)