

**1.12.2021**  
Court No.01  
Item No. 7  
SH/SB

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

**C.R.M. 1038 of 2021**  
**(Via Video Conference)**

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure, 1973 filed in connection with Jalpaiguri Women Police Station Case No. 137 of 2020 dated 17.12.2020 under Sections 498/302/34 of the Indian Penal Code read with Section 3 and 4 of the Dowry Prohibition Act.

And

In Re : **Ismail Pramanik.....**

Petitioner

Mr. A. Banerjee.....

For the Petitioner

Mr. Ujjwal Luksom

Mr. Tapan Bhattacharjee.....

For the State

The learned advocate for the petitioner submits that the petitioner is innocent of the charges and the marriage was solemnized 28 years prior to the date of death. Learned advocate further submits that the present petitioner being in custody for about a year, he may be released on bail on any stringent condition.

Learned advocate for the State produces the Case Diary and draws the attention of this Court to the statement of the child recorded under Section 164 of the Code of Criminal Procedure.

We have perused the materials on record and prima facie, we find that the complicity of the petitioner do not warrant his release on bail at this stage.

Accordingly, the prayer for bail of the petitioner is refused.

The application for bail being CRM 1038 of 2021 is dismissed.

All parties shall act on the server copies of this order duly downloaded from the official website of this Court.

**(TIRTHANKAR GHOSH, J)**

**(SUBRATA TALUKDAR, J)**