

21.03.2022
Serial no. 105
[Dd]
(Anticipatory Bail
Allowed)

CRM (A) 768 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Beguiati** Police Station Case No. **630** of **2021** dated **28th December, 2021** under Sections **498A, 406, 120B** of the IPC & Sections **3** and **4** of Dowry Prohibition Act.

-And-

In the matter of : **Sri Debabrata Pal & Ors.**

... .. Petitioners

Mr. Anujit Mookherji, Advocate

... .. For the Petitioners

Mr. Abhra Mukherjee,

Mr. Dipankar Mahata, Advocates

... ..For the State

Mr. Rabindra Narayan Dutta,

Mr. Kaushik Bhattacharyya, Advocates

.. ...For the de facto complainant

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that a complaint was lodged in Bangaluru against the petitioners where they obtained an order for anticipatory bail. The present complainant was lodged subsequently.

Learned advocate appearing for the State submits that the petitioners are not compiling with the notices under Section 41A of the Criminal Procedure Code.

Considering the fact that the petitioners were already enlarged on anticipatory bail in the previous police complaint and the present police complaint is also, inter alia, under Section 498A of the Indian Penal Code, 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/- (Rupees Ten Thousand Only) each, with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioners shall report before the Investigating Officer at such time and place as may be specified by the Investigating Officer till the conclusion of the investigation and on further condition that the petitioners shall appear every day before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioners is **allowed.**

CRM (A) 768 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)