

18.04.2022
Serial no.33
Aloke

CRM (A) 1737 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Tehatta Police Station Case No. 249 of 2022 dated 04.04.2022 under Sections 447/509/326 of the Indian Penal Code.

-And-

In the matter of : **Milan Pande**

... .. Petitioner

Ms. Minoti Gomes, Advocate

Mr. Amanul Islam, Advocate

Mr. Sourav Mukherjee, Advocate

... .. For the Petitioner

Mr. Anowar Hossain, Advocate

Ms. Ratna Ghosh, Advocate

... ...For the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that divorce took place between the petitioner and the de facto complainant four years back. The petitioner is about to get married when the false police complaint was instituted against the petitioner by the divorced wife.

Learned Advocate appearing for the State draws the attention to the medical report of the de facto complainant and to the materials in the case diary.

Considering the fact that the petitioner and the de facto complainant were divorced at least four years back and considering the gravity of the offence and the involvement of the petitioner therein, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), 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 condition that the petitioner shall report before the Investigating Officer once in a month till the conclusion of the investigation and on condition that the petitioner 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 petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

The prayer for anticipatory bail of the petitioner is allowed.

CRM (A) 1737 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)