

22.04.2022
Serial no.38
KS

CRM(A) 1837 of 2022

In re: An Application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Gazole Police Station No.231/2022 dated 27.03.2022 under Sections 498A/ 306/ 34 of the Indian Penal Code.

-And-

In the matter of: **Goutam Ghosh & Ors.**

Mr. M. Alam
Ms. M. Gomes
.....for the Petitioners
Mr. S. G. Mukherjee
Mr. Aniket Mitra
.....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that the victim committed suicide after 10 years of marriage.

Learned advocate for the State draws the attention of the Court to the materials in the case diary.

The first petitioner is the husband of the victim.

Considering the gravity of the offence and involvement of the petitioners therein as it transpires from the materials in the Case Diary, we are unable to grant the anticipatory bail to the petitioner No.1(Goutam Ghosh) and we are inclined to grant anticipatory bail to the petitioner no.2 (Shankar Ghosh) and petitioner no.3 (Laxmi Ghosh @ Lakshmi Ghosh).

Accordingly, we direct that in the event of arrest the petitioner no.2 (Shankar Ghosh) and petitioner no.3 (Laxmi Ghosh @ Lakshmi Ghosh)

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 petitioner no.2 will be put before the Investigating Officer once in a fortnight till the conclusion of the investigation and petitioner no.3 will cooperate with the investigation and 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 petitioner no.2 (Shankar Ghosh) and petitioner no.3 (Laxmi Ghosh @ Lakshmi Ghosh) is allowed.

CRM(A) 1837 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)