

28.04.2022
09
Ct. No. 29
KAUSHIK
Allowed

C.R.M.(A) 1885 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Kaliganj** Police Station Case No. **14** of **2022** dated **06.01.2022** under Sections 498A/304B/34 of the Indian Penal Code, 1860 read with Section 4 of the Dowry Prohibition Act.

And

In Re : Mousumi Patra & Anr.

..... petitioners

Mr. Mrityunjoy Chatterjee

Mr. Kaushik Dey

....for the petitioners

Mr. Joydeep Roy

Ms. Sujata Das

....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, the husband and the father-in-law were enlarged on bail by this Hon'ble Court. The victim committed suicide at the paternal home. The police filed charge-sheet and, therefore, custodial interrogation of the petitioners are not required.

Learned advocate appearing for the State refers to the materials in the case diary and suicide note of the victim.

Considering the fact that the husband and the father-in-law were enlarged on bail and considering the fact that the police filed charge-sheet and considering the post mortem

report of the victim and considering the gravity of the offence and the involvement of the petitioners therein as transpiring from the materials in the case diary, we 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/- 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 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)