

06.05.2022

19

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 2072 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Noapara** Police Station Case No. **65** of **2022** dated **01.03.2022** under Sections 498A/306/304B/406/34 of the Indian Penal Code.

And

In Re : Tanushree Majumdar @ Tanushree Nanda & Anr.
..... petitioners

Mr. Milon Mukherjee
Mr. Biswajit Manna
Mr. Santanu Talukdar
....for the petitioners

Ms. Anasuya Sinha
Mr. Pinak Kumar Mitra
....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, the petitioners were falsely implicated. The petitioners were residing at a different place at the time of the incident.

Learned advocate appearing for the State draws the attention of the Court to the dying declaration of the victim.

Considering the dying declaration of the victim and considering the gravity of the offence and the involvement of the petitioners therein, 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 further condition that the petitioner no. 1 (Tanushree Majumdar @ Tanushree Nanda) shall cooperate with the Investigating Officer till the conclusion of the investigation and petitioner no. 2 (Santanu Nanda) shall meet the Investigating Officer once in a month till the conclusion of the investigation 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.)

(Kausik Chanda, J.)