

10.05.2022
Serial no. 34
[Dd]
(Anticipatory Bail
Allowed)

CRM (A) 2102 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Karimpur** Police Station Case No. **77** of **2022** dated **12.04.2022** under Sections **498A/313/34** of the Indian Penal Code.

-And-

In the matter of : **Lalchand Sk. & Ors.**

... .. Petitioners

Mr. Asraf Mondal, Advocate

... .. *For the Petitioners*

Ms. Zareen N. Khan,

Mr. Arup Sarkar, Advocates

... ..*For the State*

Petitioners pray anticipatory bail.

Learned advocate appearing for the petitioners submits that the police complaint was filed after the decree for divorce.

Learned advocate appearing for the State submits that the victim suffered abortion out of mal-nutrition after the decree for divorce.

Considering the materials in the case diary and considering the fact that there is a decree for divorce, 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 petitioner

nos. 1 to 4 and 6 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 petitioner no. 5 shall cooperate with the investigation till its completion 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) 2102 of 2022 is **disposed of.**

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)