

06.06.2022
cm/ct 28
sl no. 48

C.R.M. (A) No. 2267 of 2022

In Re : An application for bail under section 438 of the Code of Criminal Procedure in connection with **Goghat P.S Case No. 97 of 2022** dated **18.04.2022** under Sections **498A/406** of the Indian Penal Code.

And

In Re : Atanu Dutta & Ors.

..... petitioners

Ms. Pampa Dey (Dhabal)

... for the Petitioners.

Ms. Kum Kum Mitra

..... for the State

It is submitted on behalf of the petitioners that the instant case arose out of a domestic quarrel and streedhan articles have been recovered.

Learned lawyer for the State produces the case diary.

We have considered the materials on record. We find the allegations of torture are general and omnibus in nature. Sreedhan articles have already been recovered. Hence, we are of the opinion custodial interrogation is not necessary and petitioners may be granted pre-arrest bail.

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 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

Petitioners shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM (A) No. 2267 of 2022 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)