

10.06.2022
cm/ct 28
sl no. 90

C.R.M. (A) No. 2500 of 2022

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with **Domkal P.S Case No. 215 of 2022** dated **08.04.2022** under Sections **448/376** of the Indian Penal Code.

And

Allowed

In Re : Monirul Mondal @ Monirul Islam @ Sain
..... petitioner

Mr. Jisan Iqubal Hossain
Mr. Sabir Ahmed

... for the Petitioner.

Mr. Prasun Kr. Dutta, Ld. A.P.P.
Mr. Subrato Roy

..... for the State

It is submitted on behalf of the petitioner that he has been falsely implicated in the instant case.

Learned lawyer for the State opposes the prayer for bail.

We find that the incident occurred at the matrimonial home. No statement of the inmates of the house or neighbours are placed before us. In view of the aforesaid facts, we are of the view possibility of false implication of the petitioner cannot be ruled out. Hence, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs. 10,000/- 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.

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

The application being CRM (A) No. 2500 of 2022 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)