

10.06.2022
tkm/ct 28
sl no. 170

C.R.M. (A) 2583 of 2022

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Bhimpur P.S case no. 180 of 2022 dated 15.5.2022 under sections 498A/302/34 IPC
And

Allowed

In Re : Paresh Pal & Ors. petitioners

Mr. S Das

..... for the petitioners

Mr. S G Mukherjee, ld PP
Ms. Manashi Roy

..... for the State

Petitioners are the in-laws of the victim housewife. It is submitted that the incident occurred 15 years after marriage.

Learned lawyer for the State opposes the prayer for anticipatory bail.

We have considered materials on record. Statements of witnesses relating to torture are general and omnibus in nature. Victim committed suicide by consuming poison. Statutory presumption under section 113A of the Evidence Act is not attracted in the facts of the case.

Hence, 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/- 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.

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

The application being CRM (A) 2583 of 2022 is disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)