

8 24.06.2022
(AD)
Court No.29
(Allowed)

C.R.M. (A) 2963 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Goghat** Police Station Case No. **107 of 2020** dated **23/05/2020** under Sections **498A/302/34** of the Indian Penal Code, 1860, subsequently charge sheeted under Sections **498(A)/306/34** of the Indian Penal Code, 1860, corresponding with G.R. Case No.486 of 2020.

And

In the matter of: Ajit Kumar Das @ Ajit Das & Ors.

....petitioners.

Mr. Niladri Sekhar Ghosh
Ms. Srimoyee Mukherjee
Mr. Sourav Mondal

...for the petitioners.

Ms. Faria Hossain
Mr. Anamel Keshari

...for the State.

Petitioners pray for anticipatory bail.

Learned Advocate appearing for the petitioners submits that the husband was enlarged on statutory bail. The police filed charge sheet, *inter alia*, under Section 306 of the Indian Penal Code after conducting an investigation, *inter alia*, under Section 302 of the Indian Penal Code. He submits that the custodial detention of the petitioners is no longer required.

Learned Advocate appearing for the State draws the attention of the Court to the materials in the case diary.

Considering the fact that the police submitted charge sheet, *inter alia*, under Section 306 of the Indian Penal Code after conducting an investigation, *inter alia*, under Section 302 of the Indian Penal Code and considering the fact that the husband was enlarged on statutory bail, 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/- (Rupees Ten Thousand Only) 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 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.

The prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 2963 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)