

30.06.2022
Sl. No.26
akd
[ALLOWED]

C. R. M. (DB) 2080 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 27.06.2022 in connection with Nadanghat Police Station Case No. 116 of 2022 dated 23.03.2022 under Sections 498A/304B/306/34 of the Indian Penal Code. (G.R. Case No.408 of 2022)

And

In Re: **Kalpana Das**

... .. Petitioner

Ms. Oindrila Ghosh

... .. for the petitioner

Mr. Imtiaz Ahmed .. Id. Addl. Public Prosecutor

Ms. Benajir Hasna

Ms. Shaila Afreen

... .. for the State

Leave is granted to the learned advocate-on-record for the petitioner to correct the cause title in course of this day.

It is submitted on behalf of the petitioner that she is in custody for about 100 days. It is further submitted investigation is complete.

Learned Additional Public Prosecutor opposes the prayer for bail and submits victim-housewife was subjected to torture and she committed suicide within two years of marriage.

We have considered the materials on record. Allegations against the petitioner are general and omnibus in nature. Investigation is complete. Under such circumstances and bearing in mind the period of detention suffered by the petitioner, we are of the opinion further detention of the accused/petitioner is not necessary.

Therefore, the accused/petitioner, namely **Kalpana Das**, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Additional Chief Judicial

Magistrate, Kalna, Purba Bardhaman subject to condition that the said petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event she fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel her bail automatically without reference to this court.

The application for bail, thus, stands **allowed**.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)