

13.07.2022

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Ct. No. 29

**KAUSHIK**

Allowed

**C.R.M.(A) 3325 of 2022**

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Hanskhali** Police Station Case No. **373** of **2022** dated **23.04.2022** under Sections 342/306/34 of the Indian Penal Code, 1860.

And

In Re : Purnima Mondal & Ors.

..... petitioners

Mr. Niladri Sekhar Ghosh  
Mr. Partha Sarathi Mondal  
Mr. Tapas Kumar Paul  
....for the petitioners

Mr. S. S. Imam  
Mr. Sandip Kundu  
....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, there was a love relationship between the victim and the petitioner no. 3. The victim committed suicide. The petitioners are now being falsely implicated.

Learned advocate appearing for the State draws the attention of the Court to the statement of the mother of the victim recorded under Section 164 of the Code of Criminal Procedure (Cr.P.C.).

The statement of the mother of the victim acknowledges that there was a relationship between the victim and the third petitioner.

The post mortem report suggests suicide.

In such circumstances, 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/- 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 and on further condition that the petitioner nos. 2 (Gobinda Mondal) and 3 (Gautam Mondal) shall meet the Investigating Officer once a fortnight till the conclusion of the investigation and petitioner no. 1 (Purnima Mondal) shall cooperate with the Investigating Officer till the conclusion of the investigation and on condition that the petitioners shall appear on every date 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.

This application for anticipatory bail is, thus, allowed.

**(Debangsu Basak, J.)**

**(Bibhas Ranjan De, J.)**