

28.07.2022

Serial no. 11

[Dd]

(Anticipatory bail)

(Rejected)

CRM (A) 3427 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Mothabari** Police Station Case No. **232** of **2022** dated **05.06.2022** under Sections **498A/326/307** of the Indian Penal Code.

-And-

In the matter of : **Md. Sabjal Hoque**

... ..**Petitioner**

Mr. Debabrata Mondal,
Ms. Sreetama Neogi, Advocates
... .. For the Petitioner

Mr. Prasun Bhattacharya,
Ms. Subhashee Patel, Advocate
... ...For the State

On the claim that the disputes between the de facto complainant and the petitioner were resolved and that the de facto complainant was residing with the petitioner, a report was called for.

The victim was allowed to record a fresh statement under Section 164 of the Criminal Procedure Code.

Pursuant to such order, the de facto complainant recorded a statement under Section 164 of the Criminal Procedure Code on July 21, 2022 squarely implicating the petitioner.

In view of such statement, requirement of immediate custodial interrogation of the petitioner cannot be overlooked.

Consequently, we are not inclined to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner is **rejected**.

CRM (A) 3427 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)