

03.08.2022

Court No.29
Item No.24
(Rejected)

Saswata

CRM (A) 3704 of 2022

In Re:- An application for bail under Section 438 of the Code of Criminal Procedure filed in connection with English Bazar Women's Police Station Case No. 172/2022 dated 19.07.2022 under Sections 498A/506/353/34 of the IPC read with Sections 3/4 of the Dowry Prohibition Act and Section 4 of the Muslim Women's (Protection of Rights on Marriage) Act;

And

In the matter of : **Dr. Sayid Hossain**

...Petitioner

Mr. Musharraf Alam Sk.

... for the petitioner

Mr. Pravas Bhattacharya

Mr. Suman Saha

...For the State.

Petitioner prays for anticipatory bail.

Learned advocate appearing for the petitioner submits that the police complaint was lodged 4 years after marriage. The petitioner is a doctor by profession. The petitioner is ready and willing to pay for the maintenance of his wife as well as his child.

The petitioner applied for restitution of conjugal rights.

Learned advocate for the State draws the attention of the Court to the materials in the case diary. He submits that prior to the lodgment of the present police case, there were complaints to the police with regard to the wrong doings of the petitioner.

The petitioner is the husband. The police complaint was lodged within 7 years of the marriage.

Considering the materials in the case diary involving the petitioner in the instant case, we are not inclined to grant anticipatory bail to the petitioner.

The prayer for anticipatory bail being CRM (A) 3704 of 2022 is, thus, rejected.

(Debangsu Basak, J.)

(Bibahas Ranjan De, J.)