

10.08.2022
Serial no. 24
[Dd]
(Anticipatory bail)
Allowed

CRM (A) 3816 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Harishchandrapur** Police Station Case No. **543** of **2022** dated **06.07.2022** under Sections **498(A)/376(B)/506** read with Section- **3** of Muslim Women (Protection of Rights on Marriage) Act, 2019.

-And-

In the matter of : **Dildar Hossain**

... .. Petitioner

Ms. Minoti Gomes,
Ms. Sabnam Laskar, Advocates
... .. *For the Petitioner*

Mr. Joydeep Roy, Jr. Govt. Advocate
Mr. Amanul Islam Advocate
... ..*For the State*

Learned advocate appearing for the petitioner submits that the de facto complainant lodged a police complaint on October 7, 2021 inter alia under Section 498A/354/379/423 of the Indian Penal Code read with Section 3/ 4 of the Dowry Prohibition Act in which the petitioner was enlarged on bail. The present police complaint was lodged subsequent thereto.

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

This is the second police complaint inter alia under Section 498A of the Indian Penal Code.

In the first police complaint, the petitioner was enlarged on bail.

In such circumstances, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), 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 shall report before the Investigating Officer once in a fortnight till the conclusion of the investigation and on further condition that the petitioner 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 petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

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

CRM (A) 3816 of 2022 is disposed of.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)