

17.02.2022

Court No.32
rpan / **215**

CRM 8977 of 2021

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure;

And

In Re.: **Kakali Debnath @ Kakoli Debnath**

- Petitioner.

Mr. Dhananjay Banerjee

... for the Petitioner.

Mr. S. Mahapatra,

Mr. Suman De

... for the State.

Apprehending arrest in connection with Nabadwip Police Station Case No.376 of 2021 dated 19.08.2021 under Sections 326/307/506 of the Indian Penal Code, 1860, the petitioner has filed the present application.

Mr. Banerjee, learned advocate appearing for the petitioner submits that the petitioner was driven out of her matrimonial house and the allegations levelled against her are unfounded and she has been falsely implicated. The *de facto* complainant has also preferred a civil suit against the petitioner. In the said conspectus, custodial interrogation may not be necessary.

Mr. De, learned advocate appearing for the State opposes the petitioner's prayer and draws our attention to the injury report and the statements of the witnesses.

Having heard the learned advocates appearing for the respective parties and considering the materials in the case diary, the seriousness of the offence, the nature of injury and the extent of complicity of the petitioner in the alleged offence, we are not

inclined to exercise any discretion in her favour, more so when investigation is still continuing. As such, her prayer for anticipatory bail is refused.

The application for anticipatory bail, being CRM 8977 of 2021 is, thus, dismissed.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Sugato Majumdar, J.)

(Tapabrata Chakraborty, J.)