

28.09.2022

Sl.72

Court No.29

(AD)

(Allowed)

C.R.M. (A) 4656 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Murshidabad** Police Station Case No. **486** dated **13.08.2022** under Sections **498A/376/511/323/307** of the Indian Penal Code.

And

In the matter of: **Saddam Sk.**

....petitioner.

Mr. Navanil De
Mr. Rajeshwar Chakraborty
Mr. Srinjan Ghosh
Mr. Subhrajit Dey

...for the petitioner.

Mr. Narayan Prasad Agarwala
Mr. Mirza Firoj Ahmed Begg

...for the State.

Petitioner prays for anticipatory bail.

The husband is not implicated in the police complaint. According to the petitioner, the father-in-law of the de facto complainant wanted to give away a property to the petitioner, by reason of which the present police complaint was lodged.

The victim recorded a statement under Section 164 of the Code of Criminal Procedure.

Considering the materials in the case diary and the statement of the victim recorded under Section 164 of the Code of Criminal Procedure and considering the fact that there are property issues between the family members, we 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

subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a month till the conclusion of the investigation and on 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 4656 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)