

28.09.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 4624 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Noapara** Police Station Case No. **208** of **2022** dated **29.06.2021** under Sections 306/304B of the Indian Penal Code, 1860.

And

In Re : Soumen Kumar Mondal @ Siltu

..... petitioner

Mr. Kallol Mondal

Mr. Souvik Das

....for the petitioner

Ms. Eshita Dutta

....for the State

Leave granted to the learned advocate on record for the petitioner to correct the cause title.

Suicide note was left behind by the victim.

There is a previous police complaint by the victim under Section 498A of the Indian Penal code against the petitioner. The petitioner was enlarged on anticipatory bail there.

The petitioner is an employee of the Indian Railway.

The post mortem report suggests that the victim committed suicide.

Considering the gravity of the offence and the involvement of the petitioner therein, 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/-, 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 meet the Investigating Officer once a fortnight 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)