

07.11.2022
Serial no.53 & 54
Aloke

CRM (A) 4840 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Kharagpur (Town) Police Station Case No. 518 of 2022 dated 04.09.2022 under Sections 498A/323/325/307/506 of the Indian Penal Code.

with

CRM (A) 4841 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Kharagpur All Women Police Station Case No. 72 of 2022 dated 07.08.2022 under Sections 498A/323/307/506 of the Indian Penal Code.

-And-

In the matter of : **Kishore Das @ Kishor Das**

... .. Petitioner

Mr. Suman De, Advocate

... .. For the Petitioner

Mr. Saswata Gopal Mukherjee, Id. PP

Ms. Faria Hossain, Advocate

Mr. Anand Kesari, Advocate

... ..For the State
in CRM (A) 4840 of 2022

Mr. Debabrata Chatterjee, Id. APP

Ms. Mausumi Sarkar, Advocate

... ..For the State
in CRM (A) 4841 of 2022

Petitioner seeks anticipatory bail.

Two applications for anticipatory bail are taken up for analogous consideration as the de facto complainant in the two police cases and the petitioner are same.

The de facto complainant is the wife of the petitioner.

She approached two different police stations with regard to the similar complaint.

The police case being Kharagpur (Town) P.S. Case No. 518 of 2022 dated September 4, 2022 was registered pursuant to an order passed under Section 156 (3) of the Code of Criminal Procedure.

The police case being Kharagpur All Women P.S. Case No. 72 of 2022 dated August 7, 2022 was registered on the basis of the complaint lodged by the de facto complainant.

In the case diary relating to P.S. Case No. 518 of 2022 dated September 4, 2022, we find materials implicating the petitioner.

Apparently, the petitioner attempted to strangle the de facto complainant. There are statements of the neighbours also implicating the petitioner.

In such circumstances, considering the gravity of the offence and the involvement of the petitioner therein, we are unable to grant anticipatory bail to the petitioner.

Needless to say that this order will not prevent the jurisdictional Court in dealing with the two police cases appropriately.

Prayer for anticipatory bail of the petitioner is rejected.

CRM (A) 4840 of 2022 and CRM (A) 4841 of 2022 are dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)