

09.11.2022

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 5092 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Beldanga** Police Station Case No. **467** of **2022** dated **07.08.2022** under Sections 498A/302/34 of the Indian Penal Code, 1860 and Sections 3/ 4 of the Dowry Prohibition Act.

And

In Re : Nitai Mandal

..... petitioner

Mr. Arnab Chatterjee

Mr. Anisur Rahaman

Ms. Dhanasree Biswas

....for the petitioner

Mr. Joydeep Roy

Ms. Sujata Das

....for the State

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

The Police filed charge-sheet, inter alia, under Section 306 of the Indian Penal Code after conducting a investigation, inter alia, under Section 302 IPC thereof.

The police complaint was lodged 12 years after the marriage.

The petitioner is the husband.

In such circumstances, 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 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.)