

29.11.2022
Serial no. 14
[Dd]
(Anticipatory bail)
(**Rejected**)

CRM (A) 5480 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Hariharpara** Police Station Case No. **331** of **2022** dated **27.07.2022** Sections **498A/314/323/34** of the Indian Penal Code.

-And-

In the matter of : **Hasen Shah & Ors.**

... ..Petitioners

Mr. Rabiul Islam,
Mr. Raju Mondal,
Ms. Pramita Banerjee, Advocates
... .. For the Petitioners

Ms. Ratna Ghosh, Advocate
... ..For the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that the petitioners were falsely implicated. The medical reports of the victim were procured from a private practitioner. In any event, it is an allegation of attempt to cause abortion.

Learned advocate appearing for the State draws the attention of the Court to the medical report of the de facto complainant as also to the statements of neighbours recorded under Section 161 of the Criminal Procedure Code.

The statement of the neighbours recorded under Section 161 of the Criminal Procedure Code implicates all the petitioners in the offence of demanding dowry and of torturing to the de facto complainant.

The medical documents which the de facto complainant produced before the Investigating Officer tends to corroborate the claim of the de facto complainant.

In such circumstances, we are unable to grant anticipatory bail to the petitioners.

Prayer for anticipatory bail of the petitioners is **rejected**.

CRM (A) 5480 of 2022 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)