

01.12.2022
Serial no. 17
[Dd]
(Anticipatory Bail)
(Allowed)

CRM (A) 5580 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Pukuriya** Police Station Case No. **240** of **2022** dated **29.06.2022** G.R. NO. 1614 of 2022. Charge sheet submitted vide NO. 347 of 2022 under Sections **498A/306/34** of IPC dated 25.09.2022
-And-

In the matter of : **Monjuri Bibi @ Moriam Bibi & Ors.**
... .. **Petitioners**

Ms. Minoti Gomes,
Mr. Musharraf Alam Sk.
Ms. Susmita Ghorai, Advocates
... .. *For the Petitioners*

Mr. Shiladitya Banerjee, Advocate
... ..*For the State*

The husband was enlarged on bail by the jurisdictional Court.

The police complaint was lodged 18 years after marriage.

The police filed charge sheet.

The allegations as against the petitioners appear to be omnibus and general in nature.

Learned advocate appearing for the State submits that the victim suffered acid attack previously.

On query from Court as to whether there are materials in the case diary suggesting that any of the petitioners were involved in the acid attack on the victim or not, the answer is in the negative in the sense that the materials in the case diary do not speak of involvement of any person.

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

Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only) each, 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 petitioners 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 petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

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

CRM (A) 5580 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)