

12.12.2022

Sl.34

Court No.29

(AD)

(Allowed)

C.R.M. (A) 5752 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Debra** Police Station Case No. **508 of 2022** dated **11.10.2022** under Sections **498A/323/313/376/406/506/509/34** of the Indian Penal Code read with Sections **3 and 4** of Dowry Prohibition Act.

And

In the matter of: **Atanu Patra & Ors.**

....petitioners.

Mr. Amit Ranjan Pati
Mr. Ashok Halder
Ms. Reshmi Mukherjee
Mr. Sunayan Ghosh

...for the petitioners.

Ms. Avishek Sinha

...for the State.

Petitioners pray for anticipatory bail.

This is the second police complaint involving Section 498A of the Indian Penal Code, 1860 lodged by the de facto complainant.

The de facto complainant in her statement recorded under Section 164 of the Code of Criminal Procedure claims that there are matrimonial disputes between her and her husband.

Considering the materials in the case diary including the statement of the victim recorded under Section 164 of the Code of Criminal Procedure, we 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 subject to the conditions as laid down under Section 438(2)

of the Code of Criminal Procedure, 1973 and on condition that the petitioners will report before the Investigating Officer as and when called for till the conclusion of the investigation and on 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.

Accordingly, the prayer for anticipatory bail of the petitioners is allowed.

C.R.M. (A) 5752 of 2022 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)

