

17.11.2022
Serial no.1
Aloke

**Calcutta High Court
In the Circuit Bench at Jalpaiguri**

CRM (A) 691 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Maynaguri Police Station Case No. 255 of 2022 dated 18.06.2022 under Sections 498A/302/34 of the Indian Penal Code read with Section 3/4 of the Dowry Prohibition Act and charge-sheet submitted under Sections 498A/306/34 of the Indian Penal Code.

-And-

In the matter of : **Hajera Khatun @ Hazra Khatun & Ors.**

... .. Petitioners

Mr. Prabir Kr. Mitra, Advocate
Ms. Subhanwita Ghosh, Advocate
Ms. Ariba Shabab, Advocate
Mr. Yashvardhan Shaw, Advocate

... .. For the Petitioners

Mr. Aditi Shankar Chakraborty, Advocate
Mr. Ujjwal Luksom, Advocate
Mr. Aniruddha Biswas, Advocate
... ..For the State

Petitioners seek anticipatory bail.

The victim died due to burn injuries. There is a statement of the doctor treating the victim where the doctor claims that the victim confided in her that she poured kerosene and set herself ablaze subsequent to an altercation with the husband.

The husband was enlarged on bail by the jurisdictional Court. The police filed charge-sheet inter alia under Section 306 of the Indian Penal Code after conducting an investigation inter alia under Section 302 of the Indian Penal Code.

Consequently, 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) 691 of 2022 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)