

18.01.2023
Serial no. 21
[Dd]
(Anticipatory Bail)
(**Allowed**)

CRM (A) 226 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with G.R. Case No. 5789 of 2022 arising out of **Nischinda** Police Station Case No. **251** of **2022** dated **14.10.2022** under Sections **493/376/417** and **34** of the Indian Penal Code.

-And-

In the matter of : **Gita Devi Sharma & Ors.**
... .. **Petitioners**

Mr. Ravi Ranjan Kumar, Advocate
... .. *For the Petitioners*

Ms. Sayanti Santra, Advocate
... ..*For the State*

The principal accused was enlarged on bail by this Hon'ble Court. The family members of the principal accused are before us.

Apparently, there was a physical relationship between the principal accused and the victim on the promise of marriage.

Both the victim and the principal accused are adults.

We do not find any necessity of the family members of the principal accused being taken into custody.

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 petitioner nos. 4 and 6 shall report before the Investigating Officer once in a month till the conclusion of the investigation and petitioner nos. 1, 2, 3, 5, 7 shall cooperate with the investigation till its completion 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) 226 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)