

19.01.2023

23

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 264 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Harishchandrapur** Police Station Case No. **886** of **2022** dated **25.09.2022** under Sections 498A/325/376/511/34 of the Indian Penal Code.

And

In Re : Tamrej Ali @ Tomrej Ali @ Tomrej @ Tamrej
@ Tamrej Ali & Anr.

..... petitioners

Ms. Minoti Gomes

Mr. Sourav Mukherjee

....for the petitioners

Mr. Imran Ali

Ms. Debjani Sahu

....for the State

The police complaint was lodged fifteen years after marriage.

The Court is informed that there is an earlier police complaint invoking Section 498A of the Indian Penal Code, 1860.

The husband was granted bail in the present police case. There is a statement recorded under Section 164 of the Code of Criminal Procedure of the victim.

Considering the materials in the case diary and the involvement of the petitioners therein, 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/- 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 meet the Investigating Officer once a fortnight 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)