

25.01.2023
Serial no. 23
[Dd]
(Anticipatory bail)
Allowed)

CRM (A) 348 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Mothabari** Police Station Case No. **307** of **2022** dated **26.07.2022** under Sections **326/307** of the Indian Penal Code corresponding to GDE no. 1200 of 2022 dated 26/07/2022.

-And-

In the matter of : **Nasrin Khatun**

... .. Petitioner

Mr. Kalidas Saha, Advocate

... .. For the Petitioner

None appears for the State even in the second call.

Apparently, the police complaint was lodged due to an extramarital affair between the de facto complainant and another lady. The petitioner is the wife of the de facto complainant.

Police filed charge sheet.

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

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), 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 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

petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

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

CRM (A) 348 of 2023 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)