

02.03.2023

19

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 905 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Madhabidhi** Police Station Case No. **333** of **2022** dated **03.12.2022** under Sections 498A/406/323/376/511/34 of the Indian Penal Code, 1860.

And

In Re : Bipad Taran Santra

..... petitioner

Mr. Tanmoy Chowdhury

Ms. Ritoprita Ghosh

....for the petitioner

Mr. S. G. Mukherjee, learned Public Prosecutor

Mr. Partha Pratim Das

Ms. Manasi Roy

....for the State

Husband was enlarged on bail by the Jurisdictional Court.

There is a statement recorded under Section 164 of the Code of Criminal Procedure by the de-facto complainant.

The materials in the case diary do not suggest requirement of custodial interrogation of the petitioner.

In such circumstances, we 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/-, 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 meet the Investigating Officer once a fortnight till the conclusion of the investigation and on 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.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)