

05.04.2023

22

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1441 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bhimpur** Police Station Case No. **42** of **2023** dated **07.02.2023** under Sections 498A/195/192/384/388/120B/34 of the Indian Penal Code, 1860 and Sections 3/ 4 of the Dowry Prohibition Act.

And

In Re : Netai Saha @ Nitai Saha & Ors.

..... petitioners

Mr. Sumanta Das

....for the petitioner

Mr. Bidyut Kumar Roy

Ms. Sima Biswas

....for the State

The police complaint was lodged ten years after marriage.

The husband is in custody.

The petitioners before us are the in-laws of the de-facto complainant.

Considering the materials in the case diary and considering the fact that the allegations, apparently, are omnibus and general in nature as against the present petitioner, 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 petitioner nos. 1 (Netai Saha @ Nitai Saha) and 4 (Bapi Sadhukha) shall meet the Investigating Officer once a month till the conclusion of the investigation and petitioner nos. 2 (Chaina Garai), 3 (Sandhya Sadhukha) and 5 (Gitarani Saha) shall cooperate with the Investigating Officer 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.)