

10.04.2023

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Ct. No. 29

KAUSHIK

Allowed

C.R.M.(A) 1486 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Debra** Police Station Case No. **646** of **2022** dated **11.12.2022** under Sections 498A/323/325/307/34 of the Indian Penal Code, 1860.

And

In Re : Dipak Kumar Maity @ Maiti

..... petitioner

Mr. Amit Ranjan Pati

Mr. Sunayan Ghosh

....for the petitioner

Mr. Bidyut Kumar Roy

Ms. Rita Dutta

....for the State

This is the second complaint, inter alia, under Section 498A of the Indian Penal Code, 1860 against the petitioner.

The petitioner was granted anticipatory bail in the previous police complaint.

The present police complaint was lodged after 26 years of marriage.

The injury report in the case diary does not suggest that the injured suffered grievous hurt.

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 as and when called for 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.)