

21.04.2023

Serial no. 09

[Dd]

(Anticipatory bail)

(Allowed)

CRM (A) 1682 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Burwan** Police Station Case No. **83** of **2023** dated **12.03.2023** under Sections **341/325/376(2)(f)/307/506/34** of the Indian Penal Code.

-And-

In the matter of : **Latika Pal**

... .. Petitioner

Mr. Manas Kr. Das,
Mr. Aritra Kumar Thokdar, Advocates
... .. *For the Petitioner*

Mr. Prasun Kr. Datta, Id APP
Mr. Nirupam Dhali, Advocates
... ..*For the State*

The victim recorded a statement under Section 164 of the Criminal Procedure Code claiming that the principal accused assaulted her, took her to a place and also caused human bite on her body.

The victim was medically examined where bite marks were not found. Simple injuries were found on her body. Petitioner is not implicated in the statement recorded under Section 164 of the Criminal Procedure Code.

The petitioner before us is the mother of the principal accused.

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 cooperate with the investigations till its conclusion till the conclusion of the investigation 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) 1682 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)