

02.05.2023

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Court No.29

(AD)

(Allowed)

C.R.M. (A) 1717 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Berhampore** Police Station Case No. **1344 of 2022** dated **10.10.2022** under Sections **417/376** of the Indian Penal Code.

And

In the matter of: **Abhinaba Biswas**

....petitioner.

Ms. Minoti Gomes

...for the petitioner.

Ms. Faria Hossain

Ms. Sreeparna Das

...for the State.

Petitioner prays for anticipatory bail.

De facto complainant recorded a statement under Section 164 of the Code of Criminal Procedure subsequent to the order dated April 24, 2023 where she states that the misunderstanding between her and the petitioner were settled. She wants to remarry the petitioner and stay with the petitioner.

Police filed charge sheet.

In view of such statement of the de facto complainant, 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/- (Rupees Ten Thousand Only), with two sureties of like amount each to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 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.

The prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 1717 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)