

04.05.2023

Sl.8

Court No.29

(AD)

(Allowed)

C.R.M. (A) 1884 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Dhantala** Police Station Case No.**264 of 2023** dated **15.04.2023** under Sections **498A/307** of the Indian Penal Code, 1860.

And

In the matter of: **Avijit Sarkar**

....petitioner.

Mr. Sananda Bhattacharyya

... for the petitioner.

Mr. Debabrata Chatterjee, Ld. APP

Mr. Arani Bhattacharyya

...for the State.

Petitioner prays for anticipatory bail.

The husband is the petitioner.

The police complaint was lodged eleven years after marriage.

The victim did not suffer any grievous hurt.

The allegations against the petitioner are *omnibus* and *general* in nature.

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/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the Arresting Officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a month 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 1884 of 2023 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)