

25.05.2023.
09.
Ct.No.08.
as/nb
(Allowed).

C.R.M. (A) 2139 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Kaliyaganj P.S. Case No.96 of 2023 dated 11.03.2023 under Sections 498A/326/307/34 of the Indian Penal Code read with Sections 3 / 4 of the Dowry Prohibition Act.

In the matter of : Laiju Begum @ Laiju Begam & Ors.
... Petitioners.

Mr. Pronojit Roy.
...for the Petitioners.
Mr. Narayan Prasad Agarwala,
Mr. Pratick Bose.
...for the State.

Heard the learned Advocates appearing for the parties.

Perused the case diary and other materials on record.

The principal accused person being the husband is on bail. There is no specific allegations against the present petitioners.

So, we are of the view that custodial interrogation of the petitioners is not necessary. Consequently, benefit under Section 438 of the Code can be extended 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 Rs.5,000/- each, to the satisfaction of the learned Chief Judicial Magistrate, Uttar Dinajpur and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure,

1973 and on condition that the petitioners pray for regular bail within four weeks from date.

This application for anticipatory bail is disposed of.

(Partha Sarathi Chatterjee, J.) (Abhijit Gangopadhyay, J.)