

08.08.2023

SL. 9

Court No. 29

Sourav

(Allowed)

C.R.M. (A) 2746 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Harischandrapur** Police Station Case No. **444** of **2023** dated **18.05.2023** under Sections **417/376/419/354(C)/354(D)/506** of the IPC.

And

In the matter of: **Tanuj Jain**

....petitioner.

Mr. Ajay Debnath

Mr. Pradip Kar

Mr. D. Das

Mr. U. Mukherjee

...for the petitioner.

Mr. Swapan Banerjee

Mr. Suman De

...for the State.

1. Heard learned Counsel for the parties.
2. Considered the materials placed by them including the statement of the victim recorded under section 164 Cr.P.C.
3. There was consensual relationship between the parties and they were in a live-in relationship. The FIR has been filed after dissension started between them and there is also allegation of physical torture etc.
4. Investigation is stated to have progressed substantially.
5. Regard being had to the facts and submission, factum of permanent residence of the petitioner, nature of allegation and substantial progress in investigation, it is directed that the petitioner shall be released on bail in the event of their arrest by the Arresting Officer in the aforesaid P.S. case on such terms and conditions as deemed just and proper in the facts and circumstances of the case including the fact that:

- i) the petitioner is directed to appear before the I.O. once in a fortnight on the day and time fixed by the I.O. for the purpose of investigation till submission of F.F.
 - ii) the petitioner shall not threaten, induce or coerce any witness of this case in any manner whatsoever during the currency of this order.
6. The petitioner is directed to appear before the I.O. within 21 days from today along with a server copy or certified copy of this order.
7. Accordingly, the prayer for the anticipatory bail is allowed.
8. The application being **CRM (A) 2746 of 2023** is disposed of.
9. The I.O. is hereby directed to act upon the server copy of this order, if required.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

