

06.10.2023
SL. 15
Court No. 29
Suvayan
(Rejected)

C.R.M. (A) 4070 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Raghunathganj** Police Station Case No. **387 of 2023** dated **09.05.2023** under Sections **498A/326/307/34** of the IPC and Sections **3/4** of the D.P. Act.

And

In the matter of: **Motari Bibi @ Motori Bibi**

....petitioner.

Ms. Minoti Gomes

...for the petitioner.

Mr. Bidyut Kumar Dey

Ms. Sima Biswas

...for the State.

1. Heard learned Advocate for both the parties.
2. The present petitioner is the mother-in-law of the victim lady.

From the injury report of the victim, we found that she had suffered burn injury over her leg and left thigh. From the statement of the victim as recorded under Section 161 Cr.P.C., we find that it is the version of the victim that on the relevant day and hour the present petitioner being the mother-in-law of the victim lady instigated her son (victim's husband) to pour kerosene oil upon her and to ablaze her and as per her instruction the husband of the victim put fire on her leg by pouring kerosene.

3. Since the involvement of the present petitioner in the alleged crime against the victim wife is found to be *prima facie* prominent, we are not inclined to exercise our discretion in favour of the petitioner under Section 438 Cr.P.C.
5. Accordingly, the prayer for the anticipatory bail is rejected.
6. The application being **CRM (A) 4070 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

