

13.10.2023
SL. 12
Court No. 29
Suvayan
(Allowed)

C.R.M. (A) 4169 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **English Bazar Women** Police Station Case No. **141 of 2023** dated **04.07.2023** under Sections **498A/323/313/506/34** of the IPC and Section **3/4** of the D.P. Act.

And

In the matter of: **Subhasis Aditya @ Subhashis Aditya**

....petitioner.

Mr. Sourav Chatterjee
Mr. Soumya Nag
Ms. Pramita Banerjee

...for the petitioner.

Mr. P. K. Datta, APP
Mr. Santanu Deb Roy

...for the State.

1. Heard learned Counsel for both the parties.
2. The petitioner is stated to be the husband of the victim (informant). The medical examination report of the victim suggest that abortion of the victim was natural and it was inevitable. There is nothing on record to show forced miscarriage.
3. Regard being had to such facts and submissions, factum of permanent residence of the petitioner, nature of allegation, nature of evidence, the fact that there is always hope of compromise in matrimonial disputes and such compromise is always in the interest of the family and society and substantial progress in investigation, it is directed that the petitioner shall be released on bail by the Arresting Officer in the event of his arrest in the aforesaid P.S. case on such terms and conditions as deemed just and proper in the facts and circumstances of the case.
4. The concerned Arresting Officer is hereby directed to act upon the server copy of this order.

5. Within 21 days from today the petitioner shall appear before the I.O. along with a server copy/certified copy of this order.
If server copy is supplied, learned I.O. shall act upon that.
6. Accordingly, the prayer for the anticipatory bail is allowed.
7. The application being **CRM (A) 4169 of 2023** is disposed of.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

