

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
APPELLATE SIDE**

06.03.2023.
23/tkm

C.R.M. (A) 82 of 2023

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Kotwali P.S case no. 944 of 2022 dated 21.8.2022 under sections 417/376(2)(n) IPC

and

Allowed

In Re : Rajib Das

... petitioner

Mr. Hillol Saha Pdder

..... for the petitioner

Mr. A S Chakraborty, ld. APP

Mr. S S Sikdar

..... for the State

Further statement of the victim is placed on record. It shows parties have married each other. This is a substantial and exonerative change in circumstance.

In the light of the aforesaid change in circumstance, we are inclined to entertain and allow the application for pre-arrest bail.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs. 10,000/- with two sureties of like amount each, to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973.

Petitioner shall appear before the court below and pray for regular bail within four weeks from date.

The application being CRM (A) 82 of 2023 is disposed of.

(Subhendu Samanta,J.)

(Joymalya Bagchi, J.)