

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

06.12.2023.
1/tkm

C.R.M. (A) 945 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. 724
of 2023 dated 24.9.2023 under sections 307/34 of the IPC
And

Allowed

In Re : Ranjana Khatun @ Ranjana Begum & Ors.
.....petitioners

Mr. Jaydeep Kanta Bhowmik
Mr. S Bhowmik
Mr. S K Singh

...for the Petitioners.

Mr. Nilay Chakraborty
Ms. Sukanya Adhikari

...for the State

1. Petitioners submit that the victim had trespassed into their residence and molested petitioner no. 1. A criminal case was registered against him. In retaliation the present case has been registered and they have been falsely implicated in the case.

2. Learned lawyer for the State opposes the prayer for anticipatory bail. He contends that the victim suffered grievous injuries and was hospitalized.

3. We have considered the material on record. On the day of occurrence victim had trespassed into the house of the petitioners and outraged the modesty of petitioner no. 1. A criminal case was registered. Thereafter, petitioners have been falsely implicated. Possibility of false implication owing to prior enmity cannot be ruled out.

4. Keeping in mind the aforesaid facts, we are inclined to grant anticipatory bail to the petitioners.

5. 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 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 nos. 5 and 6 shall meet the investigating officer once in a week until further orders.

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

7. The application being CRM (A) 945 of 2023 is disposed of.

(Apurba Sinha Ray, J.)

(Joymalya Bagchi, J.)