

02.02.2024

04
Ct. No. 29
S.D.
Allowed

C.R.M.(A) 319 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Sabang** Police Station Case No. **332 of 2023** dated **08.12.2023** under Sections **498A/323/307/509/34** of the Indian penal Code and 3/4 of the Dowry Prohibition Act.

And

In Re: Suvam Dolai

..... petitioner

Md. Sabir Ahmed

Mr. Bhaskar Hutait

Mr. Dhiman Banerjee

....for the petitioner

Ms. Rituparna De Ghose

...for the State

Petitioner before us is the husband.

Police complaint was lodged within two years of marriage.

Apparently, there was a mediation meeting where, a number of well wishers participated and such meeting was held on September 10, 2023. Apparently, the defacto-complaint and the petitioner agreed for mutual divorce.

The police complaint was lodged subsequent to such writing.

In such circumstances, we grant anticipatory bail to the petitioner.

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 be subject to the

conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973. The petitioner will report before the Investigating Officer once a fortnight till the conclusion of the investigation. The petitioner shall appear on every date before the Jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

This application for anticipatory bail is, thus, allowed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)