

07.02.2024

DL.9

Court No.29

(AD)

(Allowed)

C.R.M. (A) 390 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Ashoknagar** Police Station Case No.**878 of 2023** dated **19.12.2023** under Sections **468/494/498A/506/323/34** of the Indian Penal Code, 1860 .(G.R. Case No.3195 of 2023).

And

In the matter of: **Raju Mondal @ Mir Firoj @ Firoj Mir**
....petitioner.

Mr. Pradip Ray

Mr. Ujjal Ray

...for the petitioner.

Mr. Provash Bhattacharya

Mr. Shekhar Berman

... for the State.

Police complaint was lodged 14 years after marriage subsequent to an order passed by the jurisdictional Court under Section 156(3) of the Code of Criminal Procedure.

Petitioner before us is the husband.

Materials in the case diary does not suggest requirement of custodial interrogation of the petitioner.

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/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the Arresting Officer and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner will report before the Investigating Officer once a fortnight till the conclusion of the investigation and on condition that 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.

Accordingly, the prayer for anticipatory bail of the petitioner is allowed.

C.R.M. (A) 390 of 2024 is, thus, disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)