

11.03.2024

Serial no. 28

Anticipatory bail

[Allowed]

Dd

CRM (A) 864 of 2024

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Bamongola** Police Station Case No. **212** of **2023** dated **23.12.2023** under Sections **498A/306** of the Indian Penal Code, 1860.*

-And-

*In the matter of : **Manik Chandra Mandal @ Manik Chandra Mondal***

*... .. **Petitioner***

*Mr. Tapan Datta Gupta,
Mr. Parvej Anam, Advocates
... .. For the Petitioner*

*Mr. Ashok Das, Advocate
... ..For the State*

Postmortem report is inconclusive as to the cause of death.

There is a statement of the daughter of the victim which implicates the petitioner in asking the victim to die.

As to whether the petitioner was present at the time when the death took place and abetted the commission of the suicide by the victim is not apparent from the materials in the case diary.

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 also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further

condition that the petitioner shall report before the Investigating Officer once in a week till the conclusion of the investigation and on further 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.

Prayer for anticipatory bail of the petitioner is **allowed**.

CRM (A) 864 of 2024 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)