

25.04.2024
Item No.2
Ct. No. 29
CHC
Allowed

C.R.M.(A) 1054 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nandakumar** Police Station Case No. **23** of **2024** dated **10.01.2024** under Sections **498A, 304B, 506 & 34** of the Indian Penal Code, 1860, read with Sections 3 & 4 of the Dowry Prohibition Act, 1961, pending before the Learned Chief Judicial Magistrate at Purba Medinipur.

And

In the matter of : Krishna Prasad Bag @ Srikrishna Bags & anr.
..... petitioners

Mr. Siddhartha Sarkar,
Mr. Mansaram Mandal
....for the petitioners

Mr. Arijit Ganguly,
Mr. Asif Dewan
....for the State

Petitioners pray for anticipatory bail.

Petitioners before us are the uncle-in-law and aunt-in-law. Husband was arrested and enlarged on bail.

Police filed charge-sheet *inter alia* under Section 498A of the Indian Penal Code, 1860 and after conducting the investigation *inter alia* under Sections 498A/304B of the Indian Penal Code, 1860 thereof as against the petitioners.

Materials in the Case Diary do not suggest requirement of placing the petitioner in the custody at this stage.

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

Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of

Rs.10,000/- (Rupees Ten Thousand only) each, 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 condition that the petitioners 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 petitioners in Court including cancelling the anticipatory bail granted without further reference to this Court.

This application for anticipatory bail is, thus, allowed.

CRM(A) 1054 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)