

19.04.2024
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Ct. No. 29
S.D.
REJECTED

C.R.M.(A) 1366 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Taherpur** Police Station Case No. **107 of 2024** dated **02.03.2024** under Sections **325/307/34** of the Indian Penal Code.

And

In Re : **Nimai Saha & Ors.**

..... petitioners

Mr. Arnab Chatterjee
Mr. Amanul Islam
Mr. Sourav Mukherjee
Ms. Dhanasree Biswas
Mr. Poulami Bose

...for the petitioners

Mr. Iqbal Kabir
Mr. Aqib Badar

.... For the State

The defacto complainant is a senior citizen. She is the mother of the petitioner no. 1. She was assaulted by the petitioners before us. The daughter of the defacto complainant tried to intervene in the incident when she was also assaulted.

Learned advocate appearing for the petitioners draws the attention of the Court to the prior police complaint lodged at the behest of the petitioner nos. 2.

Such police complaint is at the behest of the petitioner no. 2 and does not involve her husband when she speaks of the incident of assault and torture.

Enlarging any of the petitioners on anticipatory bail in this kind of incident where the mother is assaulted by her son and daughter-in-law will send a wrong signal to the society.

In such circumstances, we are unable to grant anticipatory bail to the petitioners and the prayer for anticipatory bail is rejected.

The application being **CRM (A) 1366 of 2024** is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)