

6 23.04.2024
(AD) Court No.29
(Allowed)

C.R.M. (A) 1382 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Murshidabad P.S. Case No.676 of 2023** dated **04/09/2023** under Section **387** of the Indian Penal Code, 1860, pending before the Learned Additional Chief Judicial Magistrate, Lalbagh, Murshidabad. (G.R. Case No.2958 of 2023).

And

In the matter of: **Smt. Anwasha Guha**

....petitioner.

Ms. Sananda Bhattacharyya

...for the petitioner.

Mr. Madhusudan Sur, Ld. APP

Mr. Kaushik Chandra Gupta

...for the State.

1. Petitioner prays for anticipatory bail.
2. Learned Advocate appearing for the petitioner submits that, the petitioner is the wife of a Judicial Magistrate. Petitioner was falsely implicated.
3. Learned Advocate appearing for the State draws the attention of the Court to the materials in the case diary.
4. The police complaint revolves around an allegation of extortion. Petitioner before us is a lady. She is the wife of the de facto complainant.
5. Apparently, there are matrimonial disputes between the petitioner and the de facto complainant. There is a child born out of the wedlock. Court is informed attempts of reconciliation with regard to the matrimonial disputes failed.
6. Considering the materials in the case diary and considering the fact that the petitioner is a lady, we deem

it appropriate to grant anticipatory bail to the petitioner.

7. 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 cooperate with the investigation 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.
8. The prayer for anticipatory bail of the petitioner is allowed.
9. **C.R.M. (A) 1382 of 2024** is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)