

25.04.2024
Item No.5
Ct. No. 29
CHC
Rejected

C.R.M.(A) 1447 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Egra** Police Station Case No. **162** of **2024** dated **12.03.2024** under Sections **498A/323/325/34** of the Indian Penal Code, 1860 and under Section 4 of the Dowry Prohibition Act, 1961.

And

In the matter of : Minajul Khan & ors.

..... petitioners

Mr. Sabir Ahmed (in virtual mode)
Mr. G. K. Das,
Mr. Kapil Ch. Shoo,
Mr. P. Dutta

....for the petitioners

Mr. Manoranjan Mahata
....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, petitioner no.1 is the husband while others are the in-laws of the de facto complainant. Petitioner no.1 was in Kerala at the material point of time. Allegations as against the petitioners are omnibus and general in nature.

Learned advocate appearing for the Sate draws the attention of the Court to the injury report of the de facto complainant as also to the statement recorded under Section 161 of the Criminal Procedure Code.

De facto complainant suffered grievous hurt. Injury report says so. De facto complainant recorded her statement under Section 161 of the Criminal Procedure Code, where she stated

that, there was a constant torture both physical and mental at the behest of all the petitioners before us on demand for dowry of Rs.50,000/- so far as the incident of assault is concerned. She also stated that, iron rod was used to inflict injury on her face. Injury report corroborates such statement.

In view of the gravity of the offence and the involvement of the petitioners as transpiring from the materials in the Case Diary, we are unable to grant anticipatory bail to the petitioner.

This application for anticipatory bail is, thus, rejected.

CRM(A) 1447 of 2024 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)