

31.07.2024
SL No.48
Court No.29
(gc)
(Allowed)

CRM (A) 2593 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure corresponding to Section 482 of BNSS, 2023 filed in connection with Berhampore Police Station Case No.486 of 2024 dated 05.04.2024 under Section 306 of the Indian Penal Code.

And

In the matter of : **Indrajit Santra @ Santara**

- Petitioner.

Mr. Bibaswan Bhattacharya,
Mr. Ali Ahasan Alamgir,
Ms. Soma Mal,
Ms. Rabia Khatoon
Ms. June Modak

....For the Petitioner.

Mr. Soumik Ganguly,
Mr. Jisan Iqubal Hossain

... For the State.

1. The learned Counsel for the petitioner submits that the petitioner is innocent and the victim was his colleague. They used to work in Apollo, Sankalpo Clinic. It is further submitted that the victim was aware that the petitioner is a married person and they had no love relationship.
2. The learned Counsel for the State in opposing the prayer for anticipatory bail has referred to the statement of one Subhomoy Sarkar, the friend of the petitioner recorded under Section 164 of the Cr.P.C. and the statement of the mother of the victim recorded under Section 164 of the Cr.P.C. to show that the petitioner was responsible for suicide of the victim.
3. Considering the materials available in the case diary, the nature and extent of complicity of the petitioner in the commission of

the alleged offence and having regard to the fact that the cause of death is suicidal in nature as transpired from the case diary, we are of the view that the custodial interrogation of the petitioner is not necessary.

4. Accordingly, we direct that in the event of arrest, the petitioner, namely, **Indrajit Santra @ Santara**, shall be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of like amount each, one of whom must be local, to the satisfaction of the arresting officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the BNSS, 2023. It is further directed that the petitioner shall meet the I.O. once in a week till the submission of the final report and shall not leave the jurisdiction of the Police Station Berhampore without the permission of the I.O. except for the purpose of attending the Court.
5. It is further directed that the petitioner shall appear before the learned Chief Judicial Magistrate, Murshidabad at Berhampore in connection with G.R. Case No.1690 of 2024 within two weeks from date.
6. Accordingly, the application for anticipatory bail is disposed of.
7. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Soumen Sen, J.)

(Uday Kumar, J.)