

20.08.2024
Sl No.07
Court No. 29
TN
(Allowed)

CRM (A) 2675 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973, corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Bankura (Women) Police Station Case No.34 of 2024 dated 31.03.2024 under Sections 498A/323/324/307/506/34 of the Indian Penal Code.

And

In the matter of : **Dipika Hari**

.... petitioner

Mr. Dipankar Dandapath
Mr. Purnasis Bhuniya

....for the petitioner

Mr. Soham Banerjee

....for the *de facto* complainant

Mr. Iqbal Kabir,
Ms. Payel Ghosh

... for the State

1. The petitioner is the sister-in-law of the victim. It is submitted on behalf of the petitioner that due to matrimonial dispute, a false complaint has been lodged against the petitioner. The petitioner is a student and unmarried.
2. The learned counsel for the *de facto* complainant and the State have opposed the prayer for anticipatory bail.
3. It is submitted that specific overt act is reflected from the complaint read with the injury report.
4. 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 the nature of the injury which appears to be simple, we are of the view that custodial interrogation of the petitioner is not necessary.

5. Accordingly, we direct that in the event of arrest, the petitioner, namely, **Dipika Hari** shall be released on bail upon furnishing a bond of Rs.5,000/-, with two registered sureties of like amount each, 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.
6. The petitioner shall cooperate with the investigation.
7. It is further directed that the present accused petitioner shall appear before the learned Chief Judicial Magistrate, Bankura within two weeks from date and pray for regular bail.
8. Accordingly, the application for anticipatory bail is disposed of.
9. 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.)