

Court No. 29
(266041)

CRM (A) 2632 of 2024

05.08.2024

(A 38)

(S. Banerjee)

(Allowed)

In re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Kharagpur (Local) Police Station Case No. 492 of 2024 dated 19.06.2024 under Sections 363/365/34 of the Indian Penal Code, pending before the learned Additional District and Sessions Judge, 2nd Court, Paschim Medinipur.

And

In the matter of: **Sri Ratan Dolai & Anr.**

...petitioners

Mr. Nanigopal Chakraborty

... for the petitioners

Mr. Subhamay Bhattacharya
Mr. Debarshi Brahma

... for the State

Mr. Tushar Kanti Har
Mr. Somnath Chakraborty
Mr. Suman Mandal

... for the de facto complainant

1. Heard learned counsel for the parties.
2. The petitioners are the parents of one Sudhangshu Dolai who developed a love relationship with the victim.
3. Considering the materials available in the case diary and the statement of the victim recorded under Section 164 Cr.P.C. which does not directly implicate the petitioners for the alleged offence, we are of the view that custodial interrogation of the petitioners is not necessary.
4. Accordingly, we direct that in the event of arrest, the petitioners (Sri Ratan Dolai and Smt. Sarna Dolai) shall be

released on bail upon furnishing a bond of Rs. 5,000/- with two registered sureties of like amount, 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, corresponding to Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. The petitioner shall cooperate with the investigation and appear before the IO once in a week and appear before the jurisdictional magistrate within two weeks and attend the court on each and every date of trial.
6. Accordingly, the application for anticipatory bail is allowed.
7. All parties shall act on the server copy of this order duly downloaded from the official website of this court.

(Uday Kumar, J.)

(Soumen Sen, J.)