

02.09.2024
SL No.35
Court No.29
(gc)
(Allowed)

CRM (A) 2999 of 2024

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, 2023 filed in connection with Bauria Police Station Case No.95 of 2024 dated 03.06.2024 under Sections 306/34 of the Indian Penal Code.

And

In the matter of: **Rangela Begum @ Ranggila Begam @ Ranggila Begam Middey**

- Petitioner.

Mr. Shahan Shah,
Md. Abumusa

....For the Petitioners.

Mr. Bitasok Banerjee,
Mr. Asraf Mandal

... For the State.

1. The learned Counsel for the petitioner submits that the petitioner is the mother of Albaj Middye @ Lalu who has a love affair with the deceased.
2. The learned Counsel for the State in opposing the prayer for anticipatory bail has submitted that the brother of the victim is the de facto complainant and in his statement he has made allegations against the family members of Albaj Middye. The name of the petitioner is also mentioned in the statement.
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 the fact that Albaj Middye @ Lalu is in custody and there is no specific overt act alleged against the petitioner and having regard to the fact that the charge-sheet

has already been submitted, we are of the view that custodial interrogation of the petitioner is not necessary.

4. Accordingly, we direct that in the event of arrest, the petitioner, namely, **Rangela Begum @ Ranggila Begam @ Ranggila Begam Middey**, shall be released on bail upon furnishing a bond of Rs.10,000/-, 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.
5. It is further directed that the petitioner shall appear before the learned Additional Chief Judicial Magistrate at Uluberia, Howrah in connection with G.R. Case No.1241 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.)

(Shampa Dutt (Paul), J.)