

07.10.2024
Court No.29
Item No. 23

sg

CRM (A) 3551 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure read with Section 482 of Bhartiya Nagrik Suraksha Sanhita, in connection with Tamluk Police Station Case No. 497 of 2024 dated 06.06.2024 under Sections 498A/323/325/307/34 of Indian Penal Code.

And

In Re: **Gopal Bera**

Petitioner

Mr. Shamik Bagchi
Mr. Noor Islam Seikh

For the Petitioner

Mr. Debasish Roy
Mr. Bidyut Kr. Roy
Mr. Sourat Nandy

For the State

Mr. Surpriyo Shasmal

For the defacto complainant

Mr. Souradeep Dutta

For the victim

1. We have heard the learned Counsel for the parties.
2. The defacto complainant has alleged assault and an attempt of murder against the present petitioner. He is the husband of the defacto complainant. It is unfortunate that the petitioner is not maintaining the wife and the child even after direction passed by this Court for payment of ad hoc maintenance to the wife and the child.
3. Having regard to the nature of the allegation and the materials available in the case diary against the present petitioner, which prima facie disclosed an offence by the petitioner, we are not inclined to grant anticipatory bail to the present petitioner.

4. The prayer for anticipatory bail of the present petitioner is rejected.
5. The report filed in Court is taken on record.

(Soumen Sen, J.)

(Uday Kumar, J.)