

04.11.2024

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[ALLOWED]

C. R. M. (A) 3739 of 2024

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure read with Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Malda Police Station Case No. 309 of 2024 dated 21.05.2024 under Sections 302 of the Indian Penal Code.

In Re: Manashi Biswas.

... .. Petitioner

Ms. Devipriya Mitra,
Ms. Sangeeta Roy.

... .. for the petitioner

Mr. Imran Ali, Id. Jr. Govt. Adv.,
Ms. S. Banerjee.

... .. for the State

1. Petitioner is a member of the Armed Forces. Her husband suspected her involvement with another colleague. Subsequently, he committed suicide. She has been falsely implicated. Accordingly, he prays for anticipatory bail.

2. Learned Advocate for the State opposes the prayer for anticipatory bail.

3. We have considered the materials on record. Statements of witnesses support the petitioner's case that her husband committed suicide. She was not present at the spot.

5. In view of the aforesaid facts, we are of the opinion petitioner has made out a case for grant of anticipatory bail.

6. Accordingly, we direct that in the event of arrest, the petitioner viz., Manashi Biswas be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of like amount each, to the satisfaction of the Arresting Officer and also

subject to the conditions as laid down under Section 482(2) of the BNSS. She shall appear before the court below and pray for regular bail within four weeks from date.

7. The application for anticipatory bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)