

24.01.2024

Serial no. ML 349

Anticipatory bail

[Rejected]

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CRM (A) 5042 of 2023

*In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Kushmandi** Police Station Case No. **256** of **2023** dated **October 10, 2023** under Sections **498A/406/313/307/34** of the Indian Penal Code, 1860.
(G.R. Case No. 422 / 2023)*

-And-

In the matter of : **Palash Sarkar & Ors.**

... ..**Petitioners**

Ms. Sananda Bhattacharyya, Advocate

... ... For the Petitioners

Mr. Swapan Banerjee,

Ms. Purnima Ghosh, Advocate

... ...For the State

Police complaint was lodged within three years of marriage. There are statements of neighbours who claimed that the de facto complainant was tortured for demand for dowry since after the marriage by the petitioner no. 1. They also spoke of an incident where, kerosene oil was poured on the de facto complainant and that the neighbours intervened and allowed the de facto complainant to return to her paternal home.

In view of the complicity of the petitioners as appearing from the materials in the case diary, we are unable to grant anticipatory bail to the petitioners.

Prayer for anticipatory bail of the petitioners is **rejected**.

CRM (A) 5042 of 2023 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)

