

25.01.2024
Item No.59
Ct. No. 29
PG/KS
Allowed

C.R.M.(A) 5097 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Gobardanga** Police Station Case No.**257** of **2023** dated **09.09.2023** under Sections **498A/ 325/ 406/ 34** of the Indian Penal Code and Sections **3/ 4** of the Dowry Prohibition Act.

And

In the matter of : **Tamal Chatterjee**

.....Petitioner.

Ms. Rita Patra

....for the Petitioner.

Mr. Prodipta Ganguli

....for the State.

Petitioner before us is the husband.

Apparently, the de facto complainant was suffering from medical conditions, which were being treated.

Apparently, there is a previous matrimonial proceeding initiated at the behest of the husband.

The police complaint was lodged after six years of marriage.

The allegations apparently, are omnibus and general in nature.

In such circumstances, we grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of

Rs.10,000/- (Rupees Ten Thousand only), with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioner will report before the Investigating Officer once in a fortnight till the conclusion of investigation and on condition that the petitioner shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

This application for anticipatory bail is, thus, allowed.

C.R.M.(A) 5097 of 2023 is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)