

22.11.2024
28
Ct. No. 28
SG
[ALLOWED]

C. R. M. (A) 4062 of 2024

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kotwali Police Station Case No. 1139/ 2024 dated 13.10.2024 under Sections 85/80/3(5) of the Indian Penal Code.

And

In Re: **Soutik Garai**

... .. Petitioner

Mr. Sumanta Das,
Mr. Avilash Tripathi.

... .. for the petitioner

Mr. Prasun Kumar Datta, ld. APP
Mr. Nirupam Dhali.

... .. for the State

1. Petitioner submits he is not related to the husband of the deceased. Husband suspected illicit relationship between the deceased wife and the petitioner. He tortured her and she committed suicide. He has been falsely implicated and prays for anticipatory bail.

2. Learned lawyer for the State submits petitioner had blackmailed the deceased-wife by threatening to circulate her objectionable pictures. Few days prior to the incident he came to the paternal home of the deceased in a drunken condition and threatened her with dire consequences. Subsequently, she committed suicide.

3. We have considered the materials on record. In the FIR mother of the deceased stated petitioner was blackmailing the deceased with objectionable pictures. But this version is significantly absent in her statement before Magistrate. On the

other hand, it appears there was an illicit relationship between petitioner and the deceased. Possibility of husband and the in-laws chastising the deceased over this issue cannot be ruled out.

4. Under such circumstances, we are of the opinion petitioner may be granted anticipatory bail.

5. Accordingly, we direct that in the event of arrest, the petitioner viz., **Soutik Garai** 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 Bharatiya Nagarik Suraksha Sanhita, 2023 and on further condition petitioner while on bail shall meet the investigating officer once in a week until further orders. He shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)