

09.12.2024
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Allowed

C.R.M. (A) No. 4170 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Medinipur Kotwali Police Station Case No. 102 of 2024 dated 11.03.2024 under Sections 302/201/120B of the Indian Penal Code.

And

In Re : Tuhina Bibi @ Most Tuhina Khatun petitioner

Mr. Amarnath Sukul

.....for the petitioner

Ms. Amita Gaur

Mr. Sujoy Sarkar

....for the State

1. Learned Counsel for the petitioner submits she has been falsely implicated in the murder on the suspicion that she had illicit relationship with the deceased.

2. Learned Counsel for the State submits petitioner had illicit relationship with the deceased. As a consequence her husband Ansarul Haque and others committed the murder.

3. We have considered the materials on record. Statements of witnesses show petitioner had illicit relationship with the deceased. In this backdrop it is difficult for us to comprehend why the petitioner would enter into conspiracy with the principal accused i.e. Ansarul Haque to commit the murder. Ansarul Haque has been enlarged on regular bail. In view of the aforesaid circumstance, we are inclined to grant anticipatory bail to the petitioner.

4. Accordingly, we direct that in the event of arrest the petitioner shall 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 be subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita and on condition that she shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

5. The application for anticipatory bail is, thus, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)