

09.12.2024

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Allowed

C.R.M. (A) No. 4174 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Krishnaganj Police Station Case No. 363 of 2024 dated 21.09.2024 under Sections 85/108/3(5) of the BNS.

And

In Re : Sukla Ghosh @ Shukla & Anr. petitioners

Mr. Prabir Majumder
Mr. Snehansu Majumder

.....for the petitioners

Ms. Sonali Das
Ms. Payel Ghosh

.....for the State

1. Heard the learned Counsels for the parties.

2. We have considered the materials on record.

Petitioners are the in-laws of the victim housewife. Incident occurred nine years after marriage. Allegations against the petitioners are general and omnibus. Statutory presumptions under Sections 117 and 118 of the BSA are not attracted. Under such circumstances, we are inclined to grant anticipatory bail to the petitioners.

3. Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- each, with two sureties of like amount each, one of whom must be local, 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 and on

condition that they shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)