

17.12.2024
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Allowed

C.R.M. (A) No. 4413 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Tehatta Police Station Case No. 817 of 2024 dated 04.11.2024 under Sections 126(2)/115(2)/117(2)/109 of the the BNS.

In Re : Dipali Mondal And
 petitioner

Mr. Asraf Mandal
 for the petitioner

Mr. Shiladitya Banerjee
Mr. Subhasish Datta
 for the State

1. Learned Counsel for the petitioner submits she lodged complaint against the *de facto* complainant/husband alleging attempt to rape. In retaliation she has been falsely implicated.

2. Learned Counsel for the State opposes the prayer for anticipatory bail.

3. We have considered the materials on record. There is prior enmity between the parties. Injuries suffered by the victim is not grievous. Under such circumstances 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.)