

24.04.2024
Court No.01
Item No. 35
Allowed

KC

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

CRM (A) 353 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with **Kotwali** Police Station Case No. **15 of 2022** dated **05.01.2022** under Sections 498A/304B of the Indian Penal Code, 1860 read with Sections 3/ 4 of the Dowry Prohibition Act.

And

In Re: **Ananta Biswas**

Petitioner

Mr. Hillol Saha Poddar
Ms. Mousumi Das

For the Petitioners

Mr. Ujjwal Luksom
Mr. Sanjiv Das

For the State

1. It is submitted on behalf of the petitioner that, the present accused petitioner has got no role in the alleged crime.
2. While opposing the prayer for anticipatory bail, learned counsel for the State draws our attention to the post mortem report as well as the statements of the witnesses recorded in course of investigation.
3. On perusal of the materials in the case diary, it appears that investigation has already been completed. Admittedly, there are some incriminating materials as against the present accused petitioner in the case diary however considering the fact that investigation has already been completed, no further custodial interrogation of the present accused petitioner is necessary for the purpose of investigation.
4. In view of such, we are inclined to grant anticipatory bail to the present accused petitioner.

5. Accordingly, we direct that in the event of arrest, the petitioner viz. **Ananta Biswas** shall be released on bail upon furnishing a bond of Rs.10,000/-, with two registered sureties of like amount each, and the petitioner shall appear before the **learned Chief Judicial Magistrate, Coochbehar** in connection with G.R. Case No. 24 of 2022 on each and every date of hearing. It is further directed that the present accused petitioner shall appear before the learned Trial Court within a fortnight from the date of passing of this order.
7. Accordingly, the prayer for anticipatory bail of the petitioner is allowed.
8. **CRM (A) 353 of 2024** is, thus, disposed of.
9. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J)

(Partha Sarathi Sen, J)