

05.12.2024
SL No.31
srm/Mujahid
(Rejected)

**Calcutta High Court
In The Circuit Bench at Jalpaiguri**

C.R.M. (A) 960 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973/Section 482 of the B.N.S.S. 2023 filed on **19.07.2024** in connection with **Dinhata Women** P.S. Case No. **131/2024** dated **18.10.2024** under Sections 85/117(2)/109(1) of B.N.S. and read Sections 3/4 of the Dowry Prohibition Act.

And

In the matter of: **Kanak Barman**

....Petitioner

Mr. Sudip Guha

...for the Petitioner

Mr. Saikat Chatterjee,
Mr. Chattu Roy

...for the State

The petitioner is the husband. The petitioner prays for anticipatory bail on the ground that there are no specific allegations against the petitioner. The first incident took place four months prior to the date of the complaint.

Learned Advocate for the State opposes the prayer for anticipatory bail and submits there are serious allegations that the petitioner tried to strangle his wife. The petitioner allegedly threatened the wife for divorce and when she refused, he had committed the offence.

We have perused the materials on record. The investigation is going on.

Considering the submissions and upon perusal of the medical documents as also the fact that the investigation is at its initial stage, we are not inclined to grant anticipatory bail.

Accordingly, the prayer for anticipatory bail is rejected.

(Partha Sarathi Chatterjee, J.)

(Shampa Sarkar, J.)