

24.01.2024
(D/L 97)
Ct. No.1
(Allowed)
(SKB)

**CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI**

**C.R.M.(A) 1031 of 2023
With
CRAN 1 of 2024**

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Siliguri Women)P. S. Case No.26 of 2021 dated 02.03.2021 under Sections 498A/307 of the Indian Penal Code read with Section 3/4 of the D.P. Act (G.R. Case No.727 of 2021).

In the matter of : Sri Swapan Saha

... Petitioner

Mr. Amit Sinha

... for the petitioner

Mr. kallol Acharjee,
Mr. Biswarup Roy

... for the State

Mr. Deborshi Dhar

... for the defacto complainant

1. Heard learned Counsel for the parties.
2. Learned counsel for the informant submits that the informant, who is the wife, is now living in her matrimonial home with the petitioner peacefully.
3. In view of such facts and submission, the solemnity of the relationship and institution of marriage, it is directed that the petitioner shall be released on bail by the Arresting Officer in the event of his arrest in the G.R. Case No.727 of 2021 arising out of the aforesaid P.S. case on such terms and conditions as deemed just and proper in the facts and circumstances of the case.

4. Accordingly, the prayer for the anticipatory bail is allowed.
5. Within 21 days from today petitioners are directed to appear before the I.O. along with a server copy or certified copy of this order.
6. The applications being CRM(A) 1031 of 2023 is disposed of.
7. Accordingly, CRAN 1 of 2024 is also disposed of.
8. The Arresting Officer is hereby directed to act upon the server copy or certified copy of this order.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)