

07.02.2025
Sl. No.54
akd
[ALLOWED]

C. R. M. (A) 406 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 31.01.2025 in connection with Berhampore Police Station Case No.1838 of 2024 dated 14.11.2024 under Sections 108/3(5) of the Bharatiya Nyaya Sanhita, 2023. (G.R. Case No.6072 of 2024)

And

In Re: ***Sumi Mondal @ Sumi Biswas (Mondal) & Anr.***

... .. Petitioners

Mr. Tapodip Gupta

... .. for the petitioners

Mrs. Shaila Afrin

Mrs. Rituparna Saha

... .. for the State

1. It is submitted on behalf of the petitioners that they are the parents of the principal accused. The said principal accused had a romantic relationship with the victim lady. The romance did not fructify into marriage. Victim committed suicide. Petitioners have been falsely implicated. Accordingly, they pray for anticipatory bail.

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

3. We have considered the materials on record. Petitioners are the parents of the principal accused. It is alleged they had abused the victim lady. Subsequently, she committed suicide. Principal accused was present at the spot. Victim did not leave behind any suicide note implicating the petitioners. Keeping in mind the extent of complicity of the petitioners in the crime, we are of the opinion their custodial interrogation is not necessary and they may be granted anticipatory bail.

4. Accordingly, we direct in the event of arrest, the petitioners, namely, ***(1) Sumi Mondal @ Sumi Biswas (Mondal) & (2) Shibam***

Mondal @ Shibam Mandal, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only) each, with two sureties of like amount each, 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, 2023 and on further condition that the petitioners shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

5. The application for anticipatory bail is, thus, disposed of.

(Subhendu Samanta, J.)

(Joymalya Bagchi, J.)