

25.02.2025

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Allowed

C.R.M. (A) No. 656 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Hariharpara Police Station Case No. 657 of 2024 dated 18.09.2024 under Sections 498A/302/304B/34 of the Indian Penal Code read with Sections 3/ 4 of the Dowry Prohibition Act and charge-sheet submitted under Sections 498A/302/304B/34 of the Indian Penal Code read with Section 4 of the Dowry Prohibition Act.

And

In Re : Himu Bibi @ Arjiya Bibi & Anr. petitioners

Mr. Tapodip Gupta

.....for the petitioners

Mr. S. S. Imam

Mr. Subham Bhakat

....for the State

1. Learned Counsel for the petitioners submits there is delay in lodging FIR. Petitioners are the in-laws of the victim lady. They pray for anticipatory bail.

2. Learned Counsel for the State opposes the prayer for anticipatory bail and submits petitioners tortured the victim lady who committed suicide. They had absconded and prayer for issuance of proclamation has been made.

3. We have considered the materials on record. Allegations of torture are general and omnibus. Petitioners are the in-laws of the victim lady. They are women folk and it is contended they were always available at their residence. In

light of the aforesaid circumstances and extent of complicity of the petitioners in the crime we are inclined to grant anticipatory bail to them.

4. Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- each, 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 they 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.)