

10.03.2025

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Allowed

C.R.M. (A) No. 834 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Ranaghat Police Station Case No. 234 of 2024 dated 31.03.2024 under Sections 306/34 of the Indian Penal Code.

And

In Re : Debendra Nath Das petitioner

Ms. Sananda Bhattacharyya

Mr. B. Khatun

.....for the petitioner

Mr. Binoy Kumar Panda

Ms. Ankita Paul

....for the State

1. Learned Counsel for the petitioner submits he is the father of the principal accused who had romantic association with the deceased. Victim committed suicide and the petitioner has been falsely implicated. He prays for anticipatory bail.

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

3. We have considered the materials on record including the suicide note. Though petitioner is named in the suicide note, no overt act by him which would constitute abetment is disclosed. Mere assertion that the victim had been tortured may not qualify as abetment to suicide. Under such circumstances, we are inclined to grant anticipatory bail to the petitioner.

4. Accordingly, we direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/-, 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 and on condition that he 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.)