

04.04.2025
Court No.28
Item No.24
tbsr
Rejected

CRM (A) 1090 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Itahar** P.S. Case No.**682 of 2024** dated **22.11.2024** under Sections **85/103/3(5)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: **Jakir Hossain @ Jakiruddin**

....Petitioner.

Mr. Kaushik Chowdhury

...for the petitioner.

Ms. Shaila Afreen

Mr. Abhinaba Mukherjee

.....for State

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the brother-in-law of the victim deceased. He has no connection with the death in question. In fact, the victim appears to have committed suicide at her matrimonial house where the petitioner was not residing.

Learned counsel appearing on behalf of the State relies on the report filed in Court, which is taken on record, and on the case diary and submits as follows. There are statements of witnesses, especially the statement of minor daughter of the victim that on the fateful night the petitioner called the victim over phone to the bank of a waterbody. He said that if an "Ojha" was consulted, then her husband would come back. After that, the daughters went to sleep. Later on they found their mother dead in their own house. The CDR analysis of phone calls shows that there was a call made by the petitioner to the victim before the incident. Learned counsel also refers to a portion

of the post mortem report which shows that there was dried blood clot in the private parts of the deceased as per inspection.

Considering the statement of the minor daughter of the victim, the post mortem report and other materials on record, I find that this is not a fit case for anticipatory bail.

Accordingly, I reject the prayer for anticipatory bail.

(Jay Sengupta, J.)