

24.04.2025
Court No.28
Item No.12
ssi

CRM (A) 1134 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Dantan PS Case No.**352 of 2023** dated **18.11.2023** under Sections **498A/302/304/34** of the Indian Penal Code.

And

In the matter of: **Nanigopal Naka**

....Applicant/Petitioner.

Mr. Balaram Pandit
Mr. Krishna Deo Das

...for the petitioner.

Mr. Sandip Chakraborty
Mr. Karan Bapuli

..for the State

Learned counsel appearing on behalf of the petitioner submits as follows. There was a delay of about 20 hours in reporting the incident and that remains unexplained. The husband and the mother in law were granted bail and another relative was granted anticipatory bail by the Session Judge.

Learned counsel appearing on behalf of the State submits as follows. Earlier before a Division Bench of this Court, the petitioner had not pressed an application for anticipatory bail on 12.03.2025 in CRM (A) 879 of 2025. No liberty was granted to move afresh and there is no change in circumstances to move a second anticipatory bail. On merits, immediately before the date of occurrence, the victim had called up the parents and informed about the torture. The present petitioner has been absconding for about 1 ½ years. The incident happened within two years of marriage.

First, there is no change in circumstance so as to entertain a second application for anticipatory bail.

Secondly, even on merits, there are incriminating materials present in the case diary as against the petitioner.

Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

(Jay Sengupta, J.)