

23.04.2025

Item No.DL34
Court No. 28
Asraf, AR(Ct.)

REJECTED

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION
APPELLATE SIDE

CRM (A) 1286 of 2025

In Re : An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Md. Bazar PS case no.357 of 2024 dated 15.12.2024 under Sections 85, 80, 108 and 3(5) of the Bharatiya Nyaya Sanhita, 2023 read with Sections 3 and 4 of the Dowry Prohibition Act, 1961.

-and-

In Re : **1. DIPAK GHOSH**

2. SUJAY GHOSH

.....Petitioners

For the Petitioners :

Mr. Saryati Datta
Mr. Sanjib Kr. Dan
Mr. Chitrak Biswas

.....Advocates

For the State :

Mrs. Manisha Sharma
Mr. Md. Kutubuddin

.....Advocates

Learned counsel appearing on behalf of the petitioners submits as follows. The petitioner no.1 is the uncle-in-law of the victim deceased and the petitioner no.2 is the son of the petitioner no.1. The petitioners stay elsewhere than the couple in question. The mother-in-law, the husband and the aunt-in-law were granted bail after some days of custody. The marriage had taken place in the year 2018 and the incident took place in 2024. Chargesheet has already been submitted.

Learned counsel appearing on behalf of the State relies on the statements of witnesses including neighbours and the statements recorded before the learned Magistrate as well as the post-mortem report.

Considering the materials available in the case diary including the statements of the neighbours, I am not inclined to grant anticipatory bail to the petitioners.

Accordingly, the application for anticipatory bail being **CRM(A) 1286 of 2025** is **rejected**.

Urgent photostat certified copies of this order may be delivered to the learned Advocates for the parties, if applied for, upon compliance of all formalities.

(Jay Sengupta, J.)