

08.01.2025
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[ALLOWED]

C. R. M. (A) 4480 of 2024

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Garhbeta Police Station Case No. 306 of 2024 dated 11.11.2024 under Section 108 of BNS, 2023.

In Re: ***Shila @ Sila Acharya.***

... .. Petitioner

Mr. Soumyajit Das Mahapatra,
Ms. Madhuri Sinha,
Mr. Ranabeer Halder.

... .. for the petitioner

Mr. Shiladitya Banerjee,
Mr. Kanchan Roy.

... .. for the State

1. Petitioner is the wife of the deceased husband. She contends she was subjected to cruelty. Subsequently, her husband committed suicide. Accordingly, she prays for anticipatory bail.

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

3. We have considered the materials on record. There was matrimonial dispute between the parties. Whether the conduct of the petitioner would constitute abetment to suicide requires to be assessed at the appropriate stage of the proceeding. Victim did not leave behind any suicide note implicating the petitioner.

4. Keeping in mind these facts, we are inclined to grant anticipatory bail to her.

5. Accordingly, we direct that in the event of arrest, the petitioner viz., ***Shila @ Sila Acharya*** 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 BNSS. She shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

6. The application for anticipatory bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)