

09.01.2025

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Rejected

C.R.M. (A) No. 4517 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Daulatabad Police Station Case No. 154 of 2024 dated 06.06.2024 under Sections 498A/376/307 of the Indian Penal Code read with Sections 3/4 of Dowry Prohibition Act.

And

In Re : Muluk Seikh @ Jillar Sk. petitioner

Mr. Ali Ahsan Alamgir
Ms. Soma Mal
Ms. Rabia Khatoon
Ms. June Modak

.....for the petitioner

Mr. Debabrata Chatterjee
Ms. Snigdha Saha

..... for the State

Mr. Jisan Iqubal Hossain
Ms. Chandrima Debnath

..... for de facto complainant

1. Learned advocate for the petitioner submits he is brother-in-law of the victim lady. He has been falsely implicated due to matrimonial dispute. Accordingly, he prays for anticipatory bail.

2. Learned advocates for the State and *de facto* complainant oppose the prayer for anticipatory bail.

3. We have considered the materials on record including statement of the *de facto* complainant. She alleges on 05.03.2024 petitioner forcibly raped her. When she informed her husband he misbehaved with her. She took refuge at her

parental home and lodged FIR. In light of the unequivocal allegation relating to rape we are of the opinion this is not a fit case to grant anticipatory bail to the petitioner.

4. Accordingly, prayer for anticipatory bail is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)