

09.01.2025
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Allowed

C.R.M. (A) No. 4605 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Manikchak Police Station Case No. 715 of 2024 dated 26.09.2024 under Sections 69/79/351(3) of the BNS.

And

In Re : Md. Hasibul @ Rimon petitioner

Mr. Kazi M. Rahman

.....for the petitioner

Ms. Minoti Gomes

Mr. Debanshu Ghorai

....for the State

1. Learned Counsel for the petitioner submits there was a romantic relationship between the parties. Accordingly he prays for anticipatory bail.

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

3. In spite of notice nobody appears for the *de facto* complainant.

4. We have considered the materials on record including statement of the victim. In her statement victim discloses there was intimate relationship between the parties. Whether cohabitation was out of love or on false promise of marriage has to be assessed at the appropriate stage of the proceeding. Keeping in mind the aforesaid fact we are inclined to grant anticipatory bail to the petitioner.

5. Accordingly, we direct that in the event of arrest the petitioner shall 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 be subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita and on condition that he shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

6. The application for anticipatory bail is, thus, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)