

05.03.2025

56

sdas

CRM(DB) 47 of 2025

In Re : An application under Section 483(3) of the BNSS.

AND

In Re : Megha Bansal Petitioner

Mr. Soumya Basu Roy Chowdhuri

..... for the petitioner

1. Learned Counsel for the petitioner submits opposite party no. 2 withdrew an earlier application praying for anticipatory bail. Immediately thereafter another application was filed and the same was allowed. He prays for cancellation of anticipatory bail.

2. We have considered the materials on record. Opposite party no. 2 is the husband of the petitioner. There is a matrimonial dispute between them. In the FIR it is alleged petitioner was subjected to cruelty. Due to physical assault she had miscarried. Learned Judge considered the medical evidence on record and opined that the said evidence does not indicate any role of the accused in miscarriage. It may not be out of place to note the earlier application for pre-arrest bail was not disposed of on merits but had been withdrawn as not pressed. Under such circumstances we do not find any error far less jurisdictional error necessitating interference with the order granting anticipatory bail.

3. Accordingly application is dismissed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)