

J.O No. WB/00615

R. No.4327 /2023 CNR No. WBWM0100 8217 2023

03 dtd. 09.10.23

This is an application u/s 438 of Cr.P.C. filed by the petitioners namely, Subal Sasmal and Rina Sasmal in connection with Belda P.S. Case No. 115 of 2023 dated 23.2.2023 u/sec. 306/34 of IPC .

Ld. Counsel for the petitioner/petitioners submitted that no bail application has either been filed before any Higher Court or no such bail petition has been rejected.

Ld. Counsel for the petitioners submits that these accused persons are in-laws and have been falsely entangled in this case. Principal accused was already on bail granted by the Hon'ble Court. As such the accused persons may be granted anticipatory bail.

Ld. P.P for the State raises no objection against the bail prayer.

It appears from the FIR that principal accused of the case is Ranjit Sasmal @ Ranjit Kumar Sasmal. From the copy of the solemn order supplied by the Ld. Counsel for the accused, it is apparent that Hon'ble Court has been pleased to grant anticipatory bail to Ranjit Sasmal @ Ranjit Kumar Sasmal in CRM(A) 4045 of 2023 on 4.10.2023. The present accused is the parents of the principal accused. From the materials in the CD, more particularly, the statement of the witnesses recorded u/s 161 of Cr.P.C no prima facie proximate relationships between the action of the present petitioners and commission of suicide by the deceased can be found out. The main thrust of contention is that the marriage between the son of the present petitioners and the deceased was arranged but subsequently cancelled. After that the victim lady has committed suicide. The statements of the vital witnesses have been recorded. The investigation has progressed substantially. It is not the case of the State that in case of enlargement on bail, the accused may abscond or tamper evidence or intimidate witnesses. So, I do not think custodial interrogation of these petitioners is necessary in the case. Therefore, prayer for anticipatory bail is allowed.

In the event of arrest the petitioners may find bail of Rs. 5000/- each with 2 registered sureties of Rs.2500/- each subject to the satisfaction of the Arresting officer and with usual conditions as laid down u/s 438(2) Cr.P.C.

Misc case is disposed of. CD/LCR, if any, be returned.

Copy of this order be sent to the Arresting Officer and Learned Court below for information.

Dictt. and corrt by me,

S.J.

Sessions Judge
Paschim Medinipur