

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (CrI.) No(s). 3237/2017

(Arising out of impugned final judgment and order dated 08-02-2017 in CRM No. 103/2017 passed by the High Court at Calcutta)

SUDIP KUMAR GHOSH AND ANR

Petitioner(s)

VERSUS

THE STATE OF WEST BENGAL AND ANR.

Respondent(s)

IA No.6911/2017 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No.6912/2017 - EXEMPTION FROM FILING O.T.

Date : 20-07-2018 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY MANOHAR SAPRE

HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s) Mr. Mangaljit Mukherjee, Adv.  
Ms. Debarpita Basu Mukherjee, Adv.  
Mr. B.P.Yadav, Adv.  
For Mrs. Sarla Chandra, AOR

For Respondent(s) Mr. Suhaan Mukerji, Adv.  
Ms. Astha Sharma, Adv.  
Mr. Amit Verma, Adv.  
Mr. Vishal Prasad, Adv.  
For M/s. PLR Chambers & Co., AOR

Mr. Chanchal Kumar Ganguli, AOR

UPON hearing the counsel the Court made the following  
O R D E R

This court by order dated 26<sup>th</sup> April, 2017 passed the following order:

"It is submitted that the girl child was born on 12<sup>th</sup> August, 2010 and the marriage took place on 10<sup>th</sup> May, 2009. the suicide is on 7<sup>th</sup> November, 2016.

It is seen from the impugned order passed by the High Court that an allegation raised by the de-facto complainant is that the suicide is on account of harassment because of birth of a girl child.

The de-facto complainant Shri Bijon Kumar, son of Sunil Kumar, Village: Debra, P.S.Pandua, Distt.Hooghly is impleaded as a second respondent.

Let notice be served on this additional second respondent through the jurisdictional Police Station, namely, Polba Police Station, District Hooghly, West Bengal.

Notice be served on the first respondent through the standing counsel, returnable in four weeks.

In the meantime, in case the petitioners are arrested, they shall be released on bail on furnishing of bail bonds for Rs.10,000/- each with two sureties for the like amount, to the satisfaction of the arresting officer.

The petitioners shall cooperate with the investigation.

Post the matter on 6<sup>th</sup> July, 2017."

Having heard the learned counsel for the parties, we are inclined to confirm the order dated 26<sup>th</sup> April, 2017. The special leave petition is accordingly disposed of finally.

We, however, direct the petitioners to cooperate with the investigation team officials in the on-going investigation in connection with the offence in question and make themselves available as and when required by the investigating officers. If the investigating officials feel that the petitioners are not cooperating in any manner in the investigation, the prosecution will be

entitled to apply for cancellation of bail granted by this Court.

Pending applications also stand disposed of.

(ANITA MALHOTRA)  
COURT MASTER

(CHANDER BALA)  
COURT MASTER