

19.08.2026

Sl.No. **23**

Ct. No. 39

D. Hira

(rejected)

In The High Court At Calcutta
Appellate Side

CRM (A) No. 2083 of 2026

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with **Bagnan Police Station Case No. 97 of 2026 dated February 18, 2026 under Sections 329(4)/126(2)/115(2)/117(2)/109/303(2)/351(2)/3(5) of the B.N.S., 2023.**

-And-

In the matter of : **Subid Ali Mallick & Ors.**

... petitioners

Mr. Tanmay Chowdhry,
Ms. Ritoprita Ghosh,
Ms. S. Sarkar.

....for the petitioners

Mr. Maidul Islam Kayal,
Mr. Archishman Singh,
Mr. Noorul Amin Sardar.

... for the defacto complainant

Mr. Narayan Debnath.

... for the State

1. Learned counsel appearing on behalf of the petitioners submits that the de facto complainant and the present petitioners are full-blood family members. There are several civil and criminal cases pending between the parties. It is further submitted that the Petitioners have been falsely implicated in this case due to previous grudge. He prays for anticipatory bail on any terms and conditions.

2. He further submits that the Co-ordinate Bench of this Court has granted bail to the other co-accused persons.
3. On the other hand, learned counsel appearing for the de facto complainant opposes the prayer for anticipatory bail and submits that she suffered a grievous injury when the petitioners assaulted her.
4. Learned counsel opposes the prayer for anticipatory bail and produces the memo of evidence as well as the case diary.
5. Having heard the learned counsels for the respective parties and on perusal of the material on record as well as the case diary, including the statements and the injury report, this Court finds that a Co-ordinate Bench granted anticipatory bail to the female accused persons, and the present petitioners are male, and their role for commission of the offence is specifically stated by the witnesses. The injury suffered by the victim is also grievous in nature.
6. In view of the above facts and circumstances, this Court finds that this is not a fit case for granting anticipatory bail.
7. Accordingly, the prayer for anticipatory bail of the petitioners is **rejected**.
8. Memo of evidence filed in court today is taken on record.
9. All parties shall act on the server copies of this order duly downloaded from the official website of this court.

10. Criminal Department is directed to supply certified copies of this order to the parties, if applied for, upon compliance of all necessary formalities.

(Ajay Kumar Gupta, J.)