

03.10.2024
Court No.29
Item No. 35

sg

CRM (A) 3536 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure read with Section 482 of Bhartiya Nagrik Suraksha Sanhita, in connection with Narayanpur Police Station Case No. 182 of 2024 dated 13.09.2024 under Sections 126(2)/117(2)/351(2)/3(5) of BNS.

And

In Re: **Md. Samshad & Ors.**

Petitioners

Mr. Niladri Sekhar Ghosh
Mr. Sourov Mondal
Mr. Rony Mondal
Ms. Sowpurna Chatterjee

For the Petitioners

Mr. Arnab Chatterjee
Mr. Debanshu Ghorai

For the State

1. During the hearing of this application, the learned Counsel for the State submits that all sections are bailable but ‘Section 116(2) of BNS’ has been inadvertently mentioned in the cause title of the petition as in the FIR it was registered amongst others offences under Section 126(2) BNS.
2. In view of the aforesaid submission and having regard to the fact that all the sections are bailable, the petitioner shall approach before the jurisdictional Court for bail.
3. The application for anticipatory bail of the present petitioner is disposed of.
4. Liberty is given to the petitioner to correct the cause title of the petition.

(Soumen Sen, J.)

(Uday Kumar, J.)