

29.11.2024
SI No.27
s.biswas
(Allowed)

**Calcutta High Court
In The Circuit Bench at Jalpaiguri**

CRM (A) 938 of 2024

In Re: An application for anticipatory bail under Section 482 of the BNSS in connection with **Samuktala** Police Station Case No. **276/2024** dated **16.10.2024** under Sections **85/109** of the BNSS.

And

In the matter of: **Imran Hossain @ Imran Hussain
@ Kaltu @ Iman Hossan**

... Petitioner

Mr. Arijit Ghosh
Ms. Angana Rakshit

... for the petitioners

Mr. Tapan Bhattacharjee
Ms. Sukanya Adhikary

... for the State

1. Petitioner submits that he has been falsely implicated by his mother-in-law, out of vengeance. The complaint was filed after six years of his marriage with the victim. The allegation is that the petitioner had assaulted the daughter of the de-facto complainant. The couple has two children.
2. Learned counsel for the State produces the case diary and opposes the prayer for anticipatory bail.
3. We have perused the case diary. We have gone through the materials on record and the injury report. The statement of victim recorded under Section 183 of the BNSS corresponding to Section 164 of the Cr.P.C. have been taken note of. Upon considering all these aspects, we are of the view that custodial interrogation of the petitioner is not

necessary. The benefit of Section 482 of the BNSS corresponding to Section 438 of the Cr.P.C. can be extended to the petitioner.

4. Accordingly, we direct that in the event of arrest, the petitioner be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of equal amount, to the satisfaction of the arresting officer and also subject to the conditions as laid down under Section 482(2) of the BNSS corresponding to Section 438(2) of the Cr.P.C. and on further condition that the petitioner shall meet the investigating officer twice a week until completion of investigation.
5. The application for anticipatory bail is, thus, disposed of.

(Partha Sarathi Chatterjee, J.)

(Shampa Sarkar, J.)