

11.02.2025
17
as
[ALLOWED]

C. R. M. (A) 427 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Sandeshkhali Police Station Case No. 17 of 2025 dated 17.01.2025 under Sections 126(2)/115(2)/76/351(2) of BNS, 2023.

In Re: Chhepatullah Molla.

... .. Petitioner

Mr. Kalyuan Kr. Bhattacharjee,
Mr. Ibrahim Shaikh,
Ms. Sahina Khatun.

... .. for the Petitioner

Mr. Imran Ali,
Mr. Subhasish Datta.

... .. for the State

Mr. Jahangir Hossain.

...for the de-facto complainant.

1. Liberty is granted to the learned Advocate-on-record of the petitioner to correct the cause title of the petition.
2. Heard the learned Advocates for the parties.
3. We have considered the materials on record. Civil suit is pending between the parties. Petitioner is a nonagenarian. Credibility of the allegations levelled against him has to be assessed in light of the aforesaid circumstances including the petitioner's age at the appropriate stage of the proceeding.
4. Hence, we are inclined to grant anticipatory bail to the petitioner.
5. Accordingly, we direct that in the event of arrest, the petitioner viz., **Chhepatullah Molla** be released on bail upon furnishing a bond of Rs.10,000/-, with two sureties of like amount each, to the satisfaction of the Arresting Officer and also

subject to the conditions as laid down under Section 482(2) of the BNSS. He shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

6. The application for anticipatory bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)