

18.02.2025

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Allowed

C.R.M. (A) No. 424 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Bowbazar Police Station Case No. 93 of 2024 dated 25.05.2024 under Sections 420/406/506/120B of the Indian Penal Code.

And

In Re : Preeti Kumari & Ors. petitioners

Mr. Sourav Chatterjee, Sr. Adv.

Mr. Rabiul Islam

Mr. Susanta Kumar Santra

Mr. M. Rahaman

.....for the petitioners

Mr. Joydeep Biswas

Ms. Srilekha Chatterjee

....for the State

Mr. Pratip Mukherjee

Mr. Ranjit Rajak

.... for the de facto complainant

1. Learned senior Counsel for the petitioners submits there is a civil dispute between the parties. It is also contended the matter requires settlement of accounts. They pray for anticipatory bail.

2. Learned Counsel for the State and *de facto* complainant oppose the prayer for anticipatory bail.

3. We have considered the materials on record. There is a civil dispute between the parties. Petitioners contend matter requires settlement of accounts. However, without prejudice to the rights and contentions and as the expression of

bona fides a sum of Rs.10,00,000/- has been handed over to the *de facto* complainant. In light of the aforesaid developments and keeping in mind the nature of allegations which primarily relates to non-payment of dues arising out of commercial transactions we are inclined to grant anticipatory bail to the petitioners.

4. Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- each, with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita and on condition that they shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

5. The application for anticipatory bail is, thus, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)