

05.03.2025
Sl. No.72
akd

C. R. M. (DB) 531 of 2025

In Re : An application for cancellation of anticipatory bail under Section 483(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 07.02.2025 :

A N D

In Re : Sanchari Bhattacharya Samanta

... Petitioner

Mr. Kunal Ganguly
Mr. Tirthankar Mukherjee
Ms. Madhurima Sarkar
Mr. Anirban Das

... for the petitioner

1. Petitioner has assailed order granting anticipatory bail on the ground opposite party no.2 had undertaken to pay Rs.50,000/- per month as maintenance allowance.
2. It is trite law condition directing payment of maintenance allowance cannot be imposed on an accused while granting pre-arrest bail. Non-compliance of such direction, in our estimation, would not justify cancellation of anticipatory bail¹.
3. CRM (DB) 531 of 2025 is accordingly, dismissed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

¹ Srikant Kumar @ Shrikant Kumar vs. The State of Bihar & Anr., Special Leave to Appeal (CrI.) No. 13083/2023