

06.03.2025

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Allowed

C.R.M. (A) No. 696 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Pukhuria Police Station Case No. 701 of 2024 dated 17.12.2024 under Sections 329(4)/64(1)/62/351(3)/3(5) of the BNS.

And

In Re : Taimur Rahaman @ Md. Taibur Rahaman @
Khadimul petitioner

Mr. Mrityunjoy Chatterjee
Mr. Indadul Haque
Mr. S. Chakraborty

.....for the petitioner

Mr. Atif Ahmed Siddiqui

....for the State

1. Learned Counsel for the petitioner submits the petitioner and the victim's husband jointly run a shop. Dispute arose between them and petitioner has been falsely implicated. There is delay in lodging FIR. He prays for anticipatory bail.

2. Learned Counsel for the State opposes the prayer for anticipatory bail.

3. In spite of notice nobody appears for the victim.

4. We have considered the materials on record. We have also examined the statement of the victim. She alleges petitioner had come to her residence and misbehaved with her. He is a business partner of her husband. It is contended due to business dispute he has been falsely implicated. There is a month's delay in lodging FIR. Possibility of false implication

cannot be ruled out. Accordingly, we are inclined to grant anticipatory bail to the petitioner.

5. Accordingly, we direct that in the event of arrest the petitioner shall 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 Bharatiya Nagarik Suraksha Sanhita and on condition that he shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)