

AD 26
April 7, 2025
Ct. 28
SG

Allowed

CRM(A) 1083 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Hirapurn P.S. Case No.56 of 2025 dated 26.02.2025 under Sections 105/3(5) of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: *Praveen Singh @Pravin Singh*
... *petitioner*

Mr. Sabir Ahmed
Mr. Tasnim Ahamed
Mr. Dhiman Banerjee
Mr. Ezaz Ahmed

... for the petitioner.

Ms. Sujata Das
Mr. Ankita Paul

... for the State

Learned counsel appearing for the petitioner submits as follows. The victim was about 70 years old. It is alleged that on 21.01.2025 the petitioner had altercation with him causing him to fall from his chair and sustain injuries which, ultimately resulting in his death. Actually, on the fateful night the victim was asked to go away. An altercation ensued. Accidentally, the victim fell down and suffered certain injuries. Those injuries could not have been sufficient to cause such eventuality. On two occasions, the victim was admitted to hospital and came back after treatment. On the second occasion, about five days after coming back from the hospital he passed away. The death was caused due to conditions of the heart.

Learned counsel for the State relies on the case diary and submits that the statements of the relatives support the prosecution case. However, the post-mortem report indicates that death was caused due to condition of heart.

In view of the alleged role ascribed to the petitioner, the gap between the alleged assault and the death and the post-mortem report, I am inclined to grant anticipatory bail to the petitioner.

In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) each with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the BNSS, 2023 and on the further conditions that the petitioner shall meet the investigating officer of the case once a fortnight till the submission of a report in final form and the petitioner shall cooperate with the investigation and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

(Jay Sengupta, J.)