

28.04.2025
Court No.28
Item No.41
tbsr
Allowed

CRM (A) 1330 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Harishchandrapur** P.S. Case No.**33 of 2025** dated **09.01.2025** under Sections **109/118(2)/324(4)/329(3)/3(5)** of the BNS.

And

In the matter of: **Setara Bibi @ Setara Khatun**

....Petitioner.

Mr. Soupal Chatterjee
...for the petitioner.

Mr. Ashok Das
.....for the State.

Learned counsel appearing on behalf of the petitioner submits as follows. An incident of assault had allegedly taken place over an issue regarding a boundary wall. None of the injured suffered any grievous hurt. The petitioner is claiming parity with the other co-accused who were granted anticipatory bail by a Division Bench of this Court on 26.03.2025 in CRM (A) 979 of 2025.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail.

Considering the nature of allegations, the role attributed to the present petitioner and the fact that some substantially similarly circumstanced accused were granted anticipatory bail by this Court, I am inclined to allow the application for anticipatory bail.

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, 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 further condition that the petitioner shall co-operate with investigation and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)