

30.04.2025
SL.20
Ct.No.28
NB
(Allowed)

CRM (A) 1371 of 2025

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Pursurah P.S. Case No.40 of 2025 dated 20.02.2025 under Sections 126/115(2)/117(2)/74/76/352 of the Bharatiya Nyay Sanhita, 2023 corresponding with GR Case No.339 of 2025 pending before the Additional Chief Judicial Magistrate, Arambagh, Hooghly.

And

In the matter of : Mrinal Kanti Porel petitioner

Mr. Niladri Sekhar Ghosh,
Mr. Souvik Dey.
...for the petitioner.

Ms. Shaila Afreen,
Ms. Sana Naaz.
...for the State.

Learned counsel appearing on behalf of the petitioner submits that the petitioner has not committed the offences alleged and he has complied with the notice issued by the Investigating Agency under Section 35(3) of the BNSS.

Learned counsel appearing on behalf of the State submits that, as would appear from the case diary, the petitioner attacked the victim on the suspicion that she was the one who had prompted the petitioner's wife to lodge a complaint against him, inter alia, under Section 498A of the Penal Code.

Considering the nature of allegations and the fact that the petitioner has complied with the notice issued by the Investigating

Agency, I do not think that custodial interrogation of the petitioner is required in this case.

Accordingly, 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 Arresting Officer and subject to the conditions as laid down under Section 438 of the Code of Criminal Procedure, corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita and on further condition not to threaten or intimidate witnesses and to stay outside the jurisdiction of Pursurah Police Station for a period of six months from this date except for the purpose of attending the jurisdictional Court or for meeting the Investigating Officer.

The application for anticipatory bail being **CRM(A) 1371 of 2025** is, thus, allowed.

Urgent photostat certified copies of this order may be delivered to the learned Advocates for the parties, if applied for, upon compliance of all formalities.

(Jay Sengupta, J.)