

C.R.M. (A) 1523 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kharagpur All Women Police Station Case No.23 of 2025 dated 27.03.2025 under Sections 126(2)/ 137(2)/ 115(2)/ 117(2)/ 109(1)/ 74/ 76/ 61(2) of the Bharatiya Nyaya Sanhita, 2023;

And

In Re: **Shreenath Sundar Sinha @ Srinath Sinha**

... Petitioner

Mr. Santanu Talukdar, Adv.
Mr. Sukanta Ghosh, Adv.
Mr. P. Ganguly, Adv.

...for the Petitioner

Mr. Madhusudan Sur, APP
Ms. Mausumi Sarkar, Adv.

...for the State

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner has been falsely implicated in this case admittedly on the basis of some suspicion. The prime accused was granted bail.

Learned counsel appearing on behalf of the State relies on the case diary and submits as follows. Although the FIR lodged by the victim's husband contains the name of the present petitioner as an accused, he has not been named by the victim in the statement recorded before the learned Magistrate. As of now, there are no statements or other materials, which can be termed as incriminating so far as the present petitioner is concerned.

Considering the nature of allegations and the alleged role ascribed to the present petitioner, I do not think that custodial interrogation of petitioner is required in this case.

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 cooperate with the investigation and shall meet the I.O. as and when required 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.)