

C.R.M. (A) 1527 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Mahisadal Police Station Case No.370 of 2024 dated 18.08.2024 under Sections 420/ 406/ 506 of the Indian Penal Code;

And

In Re: **Dulal Chandra Samanta**

... Petitioner

Ms. Puja Goswami, Adv.

...for the Petitioner

Mr. Subhamoy Bhattacharya, Adv.
Mr. Debarshi Brahma, Adv.

...for the State

Learned counsel appearing on behalf of the petitioner submits as follows. It has been alleged by the defacto complainant that the petitioner promised to give a job to him upon taking consideration money of Rs.8 lakhs. The allegations are absolutely false. The petitioner is the General Secretary of the Welfare Society. In fact, a temporary employment was given to the petitioner in the said society. After petitioner's termination from the employment, these allegations have been levelled. The petitioner has responded to a lawyer's notice given by the defacto complainant.

Learned counsel appearing on behalf of the State relies on the case diary and points to a purported loan agreement executed between the private parties. It appears that a sum of Rs. 8 lakhs was given as loan. This is contrary to what has been alleged in the FIR.

Considering the nature of allegations contained in the FIR and the materials available in the case diary, I do not think that custodial interrogation of the 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. once a fortnight till submission of charge-sheet 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.)