

01/07/2025

D/L 27

Ct. No.28

S.Kundu

Allowed

C.R.M.(A) 1709 of 2025

In Re:- An application for anticipatory bail under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023/under Section 438 of the Code of Criminal Procedure. In connection with Matia police station case no. 451 of 2024 dated 14.12.2024 under Sections 318(2)/338/336(3)/340(2) of the BNS.

In the matter of: Kharijul Ahamed @ Pritom

... Petitioner

Mr. Abhra Mukherjee

Mr. Ibrahim Shaikh

Mr. Souradeep Dutta

Mr. Benazir Shaikh

...for the petitioner.

Ms. Rituparna De Ghosh

Ms. Puja Goswami

...for the State.

1. It appears that other than the statement of co-accused or an alleged statement made by the petitioner before the police in pursuance of notice as per direction of this Court, no other incriminating material is available in the case diary. The petitioner admittedly has cooperated with the investigation by responding to the notice as issued.
2. In view of the above, I do not think that custodial interrogation of the petitioner is required in this case and I am inclined to grant anticipatory bail to the petitioner.
3. In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- 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 further conditions that the petitioner shall

cooperate with the investigation and the petitioner shall not tamper with the evidence or threaten or intimidate witnesses. The petitioner shall meet the I.O once a fortnight till submission of report in final form.

4. Accordingly, the application for anticipatory bail is allowed.

(Jay Sengupta, J.)