

04.07.2025
SL.55
Ct.No.28
NB

CRM (A) 1951 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 Itahar P.S. Case No.258 of 2025 dated 09.04.2025 under Sections 109/115(2)/303(2)/329(4)/62/64/74/3(5) of the Bharatiya Nyaya Sanhita, 2023 pending before the learned Chief Judicial Magistrate, Uttar Dinajpur.

And

In the matter of: Moktarul Hossain @ Muktarul Hossain
.... petitioner

Mr. Kaushik Choudhury.
...for the petitioner.

Mr. Rana Mukherjee, Id.APP.,
Mr. Dipankar Paramanick.
...for the State.

Affidavit of service filed on behalf of the petitioner is taken on record.

Heard the learned counsels for the parties.

Perused the case diary.

Considering the materials available in the case diary including the statements of witnesses including the victim and in view of the fact that the statements of neighbours allude to a prior land dispute, I am inclined to grant anticipatory bail to the petitioner.

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 he shall meet the Investigating Officer once a fortnight till submission of report in final form, cooperate with the investigation and shall not threaten or intimidate witnesses or tamper with evidence in any manner whatsoever.

The application for anticipatory bail being **CRM (A) 1951 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.)