

05.06.2025
Item No.44
Court No.6
rrc/ ss
(Allowed)

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M.(A) 1809 of 2025

In re : An Application under Section 482 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with Chakdah
Police Station Case No.508 of 2025 dated 23rd May, 2025 under
Sections 126(2)/117(2)/110/351(3)/76/3(5) of Bharatiya Nyaya
Sanhita, 2023 corresponding to Serial No.1337 of 2025.

-And-

In the matter of : Nur Salam @ Nursalam Mondal & anr.

... Petitioners

Mr. Shibaji Kr. Das
Mr. Dipendu Sarkar
Ms. Sharmistha Das

...for the petitioners

Md. Adil Badr
Mr. Prakash Mishra

... for the State

Ms. Hasi Jana

... for the *de facto* complainant

Learned Advocate for the petitioners, the learned Advocate
for the State and the learned Advocate for the *de facto*
complainant are present.

Heard learned Advocates for the parties.

Perused the case diary and the materials on record.

Learned Advocate for the petitioners submits that it is a
family dispute and the allegation made against the petitioners is
not maintainable.

Learned Advocate for the State objects such prayer for
anticipatory bail and the learned Advocate for the *de facto*
complainant submits that he has no objection if the anticipatory
bail is granted to the petitioners.

Upon hearing the learned Advocates for the parties and considering the materials in the case diary and the nature of offence, this Court is of the view that custodial interrogation of the petitioners is not required.

Thus, the petitioners should be granted anticipatory bail.

Thus, I allow the prayer for anticipatory made by the petitioners.

The petitioners in the event of arrest be released on bail upon furnishing a bond of Rs.10,000/- (Rupees ten thousand) each, with two sureties of like amount each, one of whom must be a local, subject to the satisfaction of the Arresting Officer. The petitioners upon being released shall meet the Investigating Officer as and when called for and shall not do any act prejudicial to the investigation and subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 with further condition that the petitioners shall attend the learned trial court on all the dates, as specified for hearing.

The petitioners shall not intimidate the witnesses and/or tamper with evidence in any manner whatsoever.

It is made clear that in the event the petitioners fail to comply with the aforesaid directions without any justifiable cause, the learned trial court would be at liberty to cancel their bail without any further reference to this Court.

Accordingly, the application for anticipatory bail is disposed of.

(Biswaroop Chowdhury, J.)