

13.08.2025
Court No.28
Item No.44
ssi

CRM (A) 2251 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Dhantala PS Case No.**462 of 2025** dated **15.06.2025** under Sections **108/3(5)** of the BNS, 2023.

And

In the matter of: **Tumpa Biswas @ Tumpa Rai & others.**

....Applicants/Petitioners.

Ms. Minoti Gomes

...for the petitioners

Ms. Baisali Basu

Mr. Subhasish Datta

..for the State

Learned counsel appearing on behalf of the petitioners submits as follows. It is alleged by the sister of the victim that the victim had a relationship with the wife of the petitioner no.3. The petitioner no.2 is the son of the petitioner no.3 and the petitioner no.1 is a friend of the principal accused who is in custody. The petitioners are in no way connected with the alleged offences.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. She relies on the post-mortem report and the case diary.

It will be for the Courts to finally decide whether there is any element of abetment of suicide in the instant case, especially so far as the present petitioners are concerned.

However, considering the nature of allegations and the materials available in the case diary, I do not think that custodial interrogation of the petitioners is required in this case and I am inclined to grant anticipatory bail to the petitioners.

Accordingly, the application for anticipatory bail of the petitioners is allowed.

In the event of arrest, the petitioners 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 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 conditions that the petitioners shall co-operate with investigation. The petitioner nos. 2 and 3 shall meet the I.O. once a fortnight till submission of report in final form.

The application for anticipatory bail is, thus, disposed of.

(Jay Sengupta, J.)