

04.08.2025
Sl. No.55
Ct. 28
NB

C.R.M. (A) 2440 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 Pukuria PS Case No.10/2025 dated 12.01.2025 under Section 85/80 of the Bharatiya Nyaya Sanhita, 2023 pending before the Learned Additional Chief Judicial Magistrate, Malda at Chanchal.

And

In the matter of: Mursalim @ Md. Morsalim ... petitioner

Ms. Sujata Das.
...for the petitioner.

Mr. Prasun Kumar Dutta,
Mr. Dipankar Paramanick.
...for the State.

Heard the learned counsels for the parties.

Perused the case diary.

It is submitted that the husband was staying in Riyadh, the mother in law, another accused was arrested but, was granted bail.

Considering the materials available in the case diary, the fact that a prime accused being the mother in law was arrested and was thereafter granted bail and considering the alleged role ascribed to the present petitioner who is the brother in law of the alleged victim, 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.

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

The application for anticipatory bail being **C.R.M. (A) 2440 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.)