

10.11.2025
Court No.28
Item No.14
ssi

CRM (A) 2466 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Bhatar PS Case No.**249 of 2024** dated **16.05.2024** under Sections 420/467/468/120B of the Indian Penal Code.

And

In the matter of: **Somnath Mukherjee**

....Applicant/Petitioner

Mr. Jishnu Saha, Sr. Adv.

Mr. Aditya Mukherjee

Mr. Krishna Tangirala

Mr. Soham Dutta

Mr. Rishabh Agarwal

Ms. Anjali Shaw

...for the petitioner

Ms. Subhashree Patel

Ms. Debolina Das

..for the State

Report filed on behalf of the State is taken on record.

Learned senior counsel appearing on behalf of the petitioner submits as follows. The petitioner is a Bank Manager before whom the de facto complainant had come after being introduced by a co-accused to open a saving account. According to the petitioner, there is no overwriting in the application for opening a bank account. It was filled up on behalf of the customers. Therefore, the petitioner cannot be faulted for any wrong doing in this regard. Later on, it was allegedly found that there were unauthorized transactions made in respect of the bank account. In fact, the de facto complainant complained about it. The co-accused has also filed a complaint in respect of which the petitioner was arrested and thereafter granted bail.

Learned counsel appearing on behalf of the State relies on the report which is taken on record and the case diary and submits as

follows. According to the prosecution case, the phone number and the E-mail ID were kept blank and were later on filled up. Investigation is going on in this regard. As per the prosecution, it is the co-accused who had taken the signature of the complainant in different blank forms and permitted the alleged use of phone number and E-mail ID during commission of crime.

Considering the above, the materials available in the case diary and the alleged role ascribed to the petitioner, 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, the application for anticipatory bail of the petitioner is allowed.

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 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 condition that the petitioner shall co-operate with the investigation and shall not threaten or intimidate the witnesses. The petitioner shall meet the Investigating Officer once a fortnight till submission of report in final form.

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

(Jay Sengupta, J.)