

28.08.2025
Court No.28
Item No.65
tbsr
Allowed

CRM (A) 2787 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Hemtabad** P.S. Case No.**66 of 2025** dated **06.03.2025** under Sections **329(4)/126(2)/115(2)/117(2)/109(1)/33(2)/351(3)/3(5)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: Harej Ali & Anr.

....Petitioners.

Mr. Kaushik Choudhury
...for the petitioners.

Mr. Prasun Kumar Dutta
Md. Ejaz Akhter
.....for the State.

Heard the learned counsels for the parties.

Perused the case diary.

It is the contention of the petitioners that there are case and counter case. The first one was initiated by the present petitioners.

Considering the fact that there are case and counter case and in view of the materials available in the case diary including the injury report and the statements of witnesses, 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.

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 condition that the petitioners shall cooperate with investigation, shall meet the I.O. once a week till submission of report in final form and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)