

10.09.2025
Court No.28
Item No.50
ssi

CRM (A) 2840 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Nabadwip PS Case No.**433 of 2025** dated **10.06.2025** under Sections 103/85/3(5) of the BNS 2023.

And

In the matter of: **Palash Dutta & another.**

....Applicants/Petitioners.

Mr. Mrityunjay Chatterjee
Mr. Sattik Rout
Ms. Sudeshna Maji
Mr. Arka Roy

...for the petitioners

Ms. Subhasree Patel
Ms. Rajnandini Das

...for the State

Heard the learned counsels for the parties.

Perused the case diary.

It appears that a dying declaration was made by the victim according to a witness who even video recorded the same and the petitioner no.1 was implicated in such statement.

Considering the materials available in the case diary and the alleged roles ascribed to each of the present petitioners, while I am inclined to grant anticipatory bail to the petitioner no.2, the application for anticipatory bail of the petitioner no.1 is rejected.

Accordingly, the application for anticipatory bail of the petitioner no.2 is allowed.

However, in the event of arrest, the petitioner no.2 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 conditions that the petitioner no.2 shall not threaten or intimidate witnesses and shall co-operate with investigation.

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

(Jay Sengupta, J.)