

10.09.2025
Court No.28
Item No.59
tbsr
Allowed

CRM (A) 2849 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Goalpokhor** P.S. Case No.**326 of 2025** dated **02.06.2025** under Sections **329(3)/115(2)/117(2)/118(2)/109/74/304/351(2)/3(5)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: Md. Anamul Haque @ Enamul Haque & Ors.

....Petitioners.

Mr. Niladri Sekhar Ghosh
Mr. Shaharayar Alam
Ms. Labani Sikder
Mr. Souvik Dey
...for the petitioners

Mr. S. S. Imam
Mr. Raju Mondal
....for the State

Learned counsels appearing on behalf of the petitioners submits as follows. There was a dispute between two groups of neighbours resulting in scuffle and injuries were inflicted on both the sides. The petitioners' complaint was filed on the day of incident while the instant FIR was lodged 23 days after the date of incident.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He relies on the statements of the witnesses as well as the injury reports. Although several persons were injured, it does not appear that any of the injuries was grievous in nature.

Considering the above and other materials available in the case diary, the fact that there are case and counter case and the present FIR was belated one, 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 present 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 co-operate with investigation, shall not threaten or intimidate witnesses and the petitioner nos. 1, 2 and 3 shall meet the I.O. once a week till submission of report in final form.

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.)