

01.12.2025
Court No.28
Item No.5
ssi

CRM (A) 2874 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Burdwan (Sadar) PS Case No.**301 of 2025** dated **18.03.2025** under Sections **318 (4)/316(2)** of the BNS 2023.

And

In the matter of: **Nilanjana Majumder**

....Applicant/Petitioner.

Mr. Uday Sankar Chattopadhyay
Mr. Pronoy Basak
Ms. Sadia Parveen

...for the petitioner

Mr. Joydeep Ray
Mr. Mainak Gupta

..for the State

Learned counsel appearing on behalf of the petitioner submits as follows. It was alleged that the petitioner and her mother were causing hindrance before the de facto complainant promoter in developing the property-in-question, although, the two had earlier entered into an agreement for sale. It was further alleged that the daughter subsequently sold away her share to a third party. Actually, it was only under the instruction of the developer that the portion was sold away to an agent of the developer. Now, the developer is trying to take advantage of it.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He submits that a prima facie case is made out and the petitioner had not complied with the notice issued.

Considering the nature of allegations, the materials available in the case diary and the fact that there is also a civil dispute between the adverse sides, 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 conditions that the petitioner shall not threaten or intimidate witnesses and shall co-operate with the investigation.

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

(Jay Sengupta, J.)