

15.09.2025
Court No.28
Item No.29
tbsr
Allowed

CRM (A) 2904 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Tehatta** P.S. Case No.**544 of 2025** dated **20.07.2025** under Sections **108/3(5)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: Chandana Biswas

....Petitioner.

Mr. Asraf Mandal
Md. Bani Israil
Mr. Aranya Basu
Mr. Syed Md. Sayud
...for the petitioner.

Mr. Bitashok Banerjee
Mr. Atanu Ghosh
.....for the State.

Mr. Samim Ahammed
Ms. Gulsanwara Pervin
....for the de-facto complainant.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the wife of the alleged victim. The victim and the petitioner got married 30 years ago. The brother of the alleged victim made a complainant that the suicide was due to abetment done by the petitioner, her daughter and a neighbour. It is also alleged that the petitioner was having an illicit relationship with the neighbour.

Learned counsel appearing on behalf of the de-facto complainant opposes the prayer for anticipatory bail.

Learned counsel appearing on behalf of the State relies on the case diary and opposes the prayer for anticipatory bail. He refers to statements of neighbours.

It will be for the Courts to finally decide whether there is any element of abetment of suicide in this case.

However, considering the nature of allegations and the materials available in the case diary, 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.

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 cooperate with investigation 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.)