

11.09.2025
Court No.28
Item No.64
tbsr
Allowed

CRM (A) 2907 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Dhaniakhali** P.S. Case No.**169 of 2025** dated **19.05.2025** under Sections **126(2)/115(2)/117(2)/109/351(2)/3(5)** of the BNS.

And

In the matter of: **Sk. Ali Hossain**

....Petitioner.

Mr. G.F. Hossain
...for the petitioner

Mr. Anwar Hossain
Mr. Samarjit Balial
....for the State

Heard the learned counsels for the parties.

Perused the case diary.

It is alleged that a fight took place between family members over a property. The petitioner's case is that both sides suffered injuries. But, none was grievous in nature.

It does not appear that there is any statement of independent witness in the case diary. Charge sheet has been submitted.

Considering the fact that there are allegations and counter allegations, the materials available in the case diary including the statements of witnesses and the fact that charge sheet has been submitted, 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 not threaten or intimidate witnesses, shall surrender before the learned trial Court and pray for bail within four weeks from this date and shall attend the jurisdictional Court regularly.

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.)