

18.09.2025
Court No.28
Item No.34
tbsr
Allowed

CRM (A) 2941 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Burwan** P.S. Case No.**315 of 2025** dated **08.07.2025** under Sections **316(2)/318(4)/336(3)/340(2)/61(2)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: Iyad Ali Sk. @ Yead Ali Sk.

....Petitioner.

Ms. Manas Kumar Das
...for the petitioner.

Ms. Joydeep Biswas
Ms. Suchismita Dutta
.....for the State.

Mr. Debapriya Samanta
Ms. Riya Saha
Mr. S. Palit
Mr. Akash Kr. Chakraborty
....for the de facto complainant

Heard the learned counsels for the petitioner, the de facto complainant and the State.

Perused the case diary.

The prosecution case is that the petitioner's father committed an act of forgery and mutated his name in the land records, although the de facto complainant is still owning the land and paying taxes for the same. However, the petitioner relied on an order passed by a civil court granting status quo to the petitioner's son in a civil suit filed before registration of the FIR.

Considering the materials available in the case diary and the order passed by the civil Court, I do not consider 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, shall not threaten or intimidate witnesses and 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.)