

22.09.2025
Court No.28
Item No.30
tbsr
Allowed

CRM (A) 2964 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Gazole** P.S. Case No.**612 of 2025** dated **21.06.2025** under Sections **109/117(2)/126(2)/3(5)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: **Bhola Sarkar & Ors.**

....Petitioners.

Mr. Abhimanyu Banerjee
Mr. Arnab Saha

....for the petitioners

Ms. Sonali Das
Ms. Jonaki Saha

....for the State

Learned counsel appearing on behalf of the petitioners submits as follows. Over a civil dispute between the private parties, an altercation took place. The petitioners lodged an FIR against the other side two days before the present FIR. The petitioners have been falsely implicated in this case. No specific role has been attributed to anyone. The accused in the case started by the petitioners were granted anticipatory bail.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. She relies on the case diary and refers to the statements of the victim and the neighbours as also on the injury report. It is indeed true that no specific role has been ascribed to anyone as regards the cut injury inflicted.

Considering the above and the materials available in the case diary and the extent to which roles has been ascribed to each of the

petitioners, 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 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 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.)