

19.09.2025
Court No.28
Item No.35
ssi

CRM (A) 3041 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Baishnabnagar PS Case No. **706 of 2025** dated **12.06.2025** under Sections 329 (4)/115(2)/118(1)/109/351(3)/3 (5) of the BNS 2023 and Section 3 and 4 of the Explosive Substances Act.

And

In the matter of: **Sabir Ali & another.**

....Applicants/Petitioners.

Md. Wasim Akram

...for the petitioners

Mr. Sandip Chakraborty
Ms. Ayana Dey

...for the State

Heard the learned counsels for the parties.

Perused the case diary.

Considering the fact that there are case and counter case and that injuries were suffered on both sides, although none was grievous in nature, and the fact that ten other substantially similarly circumstance were granted anticipatory bail by the Sessions Court, 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.

Accordingly, the application for anticipatory bail of the petitioners is allowed.

However, 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 conditions that the petitioners shall not threaten or intimidate the witnesses and shall co-operate with investigation. The petitioners shall meet the I.O. once a week till submission of report in final form. The petitioners shall stay outside the jurisdiction of Baishnabnagar Police Station, Malda for a period of six months from this date, except for attending Court or meeting the Investigating Officer.

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

(Jay Sengupta, J.)