

27.10.2025
Court No.28
Item No.9
ssi

CRM (A) 3095 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Tehatta Police Station Case No.**640 of 2025** dated **17.08.2025** under Sections 329(4)/ 64/62/79 of the BNS, 2023.

And

In the matter of: **Habib Sk @ Habibul Rahaman Shaikh**
.....Applicant/Petitioner

Mr. Amanul Islam
Mr. Sourav Mukherjee

...for the petitioner

Ms. Baisali Basu
Mr. Nirupam Dhali

..for the State

Affidavit of service filed on behalf of the petitioner is taken on record.

Copies of documents filed on behalf of the petitioner are also taken on record.

Learned counsel appearing on behalf of the petitioner submits as follows. Actually, the de facto complainant's husband owed some money to the present petitioner. When the petitioner demanded the money back, he was assaulted and a false case was registered against the petitioner. Subsequently, the petitioner's wife has also registered a case against the perpetrators of crime.

Learned counsel appearing on behalf of the State relies on the case diary and strongly opposes the prayer for anticipatory bail. They rely on the statement of the victim recorded before a learned Magistrate and statements of local post occurrence witnesses who stated that upon hearing the victim's cries when the neighbors came, the assailants fled away.

Considering the serious nature of allegations and the materials available in the case diary, I do not consider this is to be a fit case for granting anticipatory bail.

Accordingly, the application for anticipatory bail of the petitioner is rejected.

(Jay Sengupta, J.)