

27.10.2025
Court No.28
Item No.39
tbsr
Allowed

CRM (A) 3191 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Rishra** P.S. Case No.**135 of 2025** dated **10.06.2025** under Sections **85/316(2)/3(5)** of the Bharatiya Nyaya Sanhita, 2023 read with Section 3/4 of the Dowry Prohibition Act, 1961.

And

In the matter of: Partha Pratim Chakraborty & Ors.

....Petitioners.

Mr. Sarthak Mondal
Mr. Keshav Daruka
...for the petitioners.

Mr. S. Bapuli
Mr. Kunal Ganguly
.....for the State.

Learned counsel appearing on behalf of the petitioners submits that the marriage between the de facto complainant and the petitioner no. 1 took place in 2008. While the allegation of assault is of the year 2023, the FIR was lodged by way of an application under Section 156(3) of the Code in the year 2025.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail.

Considering the materials available in the case diary and the delay in lodging the FIR, 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 the petitioner nos. 1, 2 and 4 shall meet the I.O. as and when required.

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.)