

AD 34
November 21, 2025
Ct. 28
SG

Allowed

CRM(A) 3425 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Khandaghosh Police Station Case No.242 of 2024 dated 12.06.2024 under Sections 420/406/506 of the IPC, 1860.

And

In the matter of:

Kakali Chakraborty @ Kakuli Chakraborty
... petitioner

Ms. Oindrila Ghosh
Mr. Koushik Banerjee

... for the petitioner

Ms. Amita Gaur
Ms. Mausumi Sarkar

... for the State

Learned counsel for the petitioner submits that the dispute is purely civil in nature. Unfortunately, the petitioner could not comply with the direction of the Sessions Court to pay the alleged dues in question. Only a part could be repaid.

Learned counsel for the State opposes the prayer for anticipatory bail.

Any direction upon the accused to repay the alleged dues as a condition of anticipatory bail is not tenable in the eye of law.

Considering the above, the materials available in the case diary and the fact that a charge-sheet has been submitted, 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/- (rupees ten thousand) 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 the further conditions that the petitioner shall surrender before the jurisdictional court and pray for bail within four weeks from this date and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)