

12.11.2025
Court No.28
Item No.87
tbsr
Allowed

CRM (A) 3442 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Tehatta** P.S. Case No.**656 of 2025** dated **21.08.2025** under Sections **316(2)/318(4)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: Mamlot Sk. @ Mamlot Shaikh

....Petitioner.

Ms. Afeen Begum
Mr. Ratikanta Pal
...for the petitioner

Mr. Sanjoy Banerjee
Mr. Subhajit Chowdhury
....for the State

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is a specially abled person. He participated in the e-auction for running a ferry ghat. Although the ferry ghat was never handed over to him, he made payments of more than Rs. 6 lakhs to the concerned authorities. When the petitioner wanted the money back, the present FIR was falsely instituted against him.

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

Considering the nature of allegations and the materials available in the case diary, I do not think that custodial interrogation of the petitioner is required in this case and 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/- 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 petitioner shall cooperate with investigation, shall not threaten or intimidate witnesses and 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.)