

AD 43
November 27, 2025
Ct. 28
SG

Allowed

CRM(A) 3622 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Harishchandrapur Police Station Case No.936 of 2025 dated 31.08.2025 under Sections 103(1)/61(2)/3(5) of the BNS, 2023.

And

In the matter of:

Md. Rafikul Islam and another

... petitioners

Mr. Debasis Kar
Mr. Atarul Hoque Molla
Mr. Husen Mustafi

... for the petitioners

Mr. Soumik Ganguly
Ms. Poulami Bose

... for the State

Md. Safiur Rahaman
Mr. Sourav Paul

... for the de facto complainant

Heard learned counsels for the parties.

Perused the case diary.

From the post-mortem report it does not appear that there was any external injury.

The inquest report mentions that there was scuffle between the alleged victim and the petitioners over due sums and after some time the victim felt a heartache.

Considering the above and the materials available in the case diary, 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/- (rupees ten thousand) 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 the further conditions that the petitioners shall cooperate with the investigation, shall meet the investigating officer once a fortnight till submission of report in final form 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.)