

09.12.2025
SL.24
Ct.No.28
NB

CRM (A) 3720 of 2025

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kalyani P.S. Case No.303 of 2022 dated 13.06.2022 under Sections 376/417 of the Indian Penal Code.

And

In the matter of: Roshan Prasad ... petitioner

Mr. Shibaji Kumar Das
...for the petitioner.

Ms. Baisali Basu,
Md. Kutubuddin..
...for the State.

Report filed on behalf of the State is taken on record and kept in a sealed cover.

Despite service, no one appears on behalf of the survivor/de facto complainant.

Heard the learned counsels for the parties.

Perused the case diary.

Considering the materials available in the case diary including the statement of the victim recorded before the learned Magistrate, the fact that there was some kind of a relationship between the two for a considerable length of time and the fact that charge sheet has been submitted, I am inclined to grant anticipatory bail to the present petitioner.

Accordingly, 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 Arresting Officer and subject to the conditions as laid down under Section 438 of the Code of Criminal Procedure, corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita and on further condition that the petitioner shall not threaten or intimidate witnesses or tamper with evidence and shall surrender before the learned jurisdictional Court and pray for bail within four weeks from this date and shall attend the jurisdictional Court regularly.

The application for anticipatory bail is, thus, disposed of.

Urgent photostat certified copies of this order may be delivered to the learned Advocates for the parties, if applied for, upon compliance of all formalities.

(Jay Sengupta, J.)