

AD 45
December 11, 2025
Ct. 28
SG

Allowed

CRM(A) 3729 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Memari P.S. Case No.143 of 2025 dated 18.02.2025 under Sections 318(4)/338/336(3)/340(2) of the BNS, 2023.

And

In the matter of:

Asraf Seikh @ Sk Asraf Ali and another
... petitioners

Ms. Sonali Das

... for the petitioners

Mr. Anand Keshari
Ms. Debjani Sahu

... for the State

Learned counsel for the petitioners submits that the petitioners have been falsely implicated in this case. She relies on a deed and submits that her clients are the actual owners. If that is so, there was no reason for them to rely on a forged deed.

Learned counsel for the State opposes the prayer for anticipatory bail and submits that as per the claim of the mutation authorities, the petitioners were trying to use the forged deed to have their names mutated in respect of the said property.

Considering the materials available in the case diary and the fact that the petitioners are the actual owners of the said property which they seek to mutate in their names, I do not think that custodial interrogation 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/- (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.)