

05.12.2025
Court No.28
Item No.27
ssi

CRM (A) 3831 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Pingla PS Case No. **129 of 2021** dated **02.05.2021** under Sections **341/302/379/34** of the Indian Penal Code.

And

In the matter of: **Sukanta Pradhan**

....Applicant/Petitioner.

Mr. Rajdeep Mazumder, Sr. Adv.
Ms. Sagnika Banerjee

...for the petitioner

Mr. Rudradipta Nandy, Ld. APP
Mr. Md. Y. A. Ismail

..for the State

Learned senior counsel appearing on behalf of the petitioner submits as follows. The order of proclamation issued against the petitioner has been stayed by a Co-ordinate Bench of this Court. In any event, issuance of proclamation is not an absolute bar in entertaining an application for anticipatory bail. The petitioner has been falsely implicated in this case out of political grudge. He has not been named by any eye-witnesses to the alleged incident. Therefore, it stands on the same footing as the once who were granted anticipatory bail by this Court on 02.09.2025 in CRM (A) 1943 of 2025.

Learned Additional Public Prosecutor representing the State opposes the prayer for anticipatory bail. He submits that by the said order, some of the petitioners were granted anticipatory bail and some were denied such benefit. So far as the statements of eye-witnesses are concerned, they do not take the name of the present petitioner.

It appears that the petitioner stands on the same footing as the once who were granted anticipatory bail by this Court earlier, in as much as, the said accused were not named by the eye-witnesses in their statements.

Considering the above, the other materials available in the case diary and the alleged role ascribed to the present petitioner, I am inclined to grant anticipatory bail to the petitioner.

Accordingly, the application for anticipatory bail of the petitioner is allowed.

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 conditions that the petitioner shall not threaten or intimidate witnesses. The petitioner 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.

(Jay Sengupta, J.)