

17.12.2025
Court No.01
Item No.03
Avijit Mitra

**CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH
AT JALPAIGURI**

CRM (A) 840 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023;

And

In Re: Moktar Ansari @ Muktar Ansari

-Petitioner

Mr. Arijit Ghosh

...for the Petitioner

Mr. Abhijit Sarkar

Mr. Bhaskar Das

...for the State

Apprehending arrest in connection with Phansidewa Police Station Case No.358 of 2025 dated 07.08.2025 under Sections 318(4)/336(3)/340(2)/61(2)/3(5) of the Bharatiya Nyaya Sanhita, 2023, the present application has been preferred.

Mr. Ghosh, learned advocate appearing for the petitioner submits that all the offences alleged are bailable and no notice under Section 35(3) of the BNSS Act has been served upon the petitioner. He has been falsely implicated and his name also does not feature in the complaint. In the said conspectus, custodial interrogation may not be necessary.

Mr. Sarkar, learned advocate appearing for the State opposes the petitioner's prayer and submits that the complaint had been lodged by the Additional District Sub-Registrar, Siliguri-III at Ghoshpukur and the contents of the same would

reveal that several transfers are being effected in a fraudulent manner. He further submits that investigation is still continuing. Though notice was served upon the petitioner on 06th August, 2025 he has not met with the investigating officer. He further submits that the petitioner is also involved in another criminal case being Phansidewa Police Station Case No.293 of 2025 dated 3rd July, 2025 under Sections 318(4)/336(3)/340(2)/3(5) of the Bharatiya Nyaya Sanhita, 2023. In the said conspectus, the petitioner's prayer needs to be refused *moreso* when the investigation is still continuing.

Heard the learned advocates appearing for the respective parties.

Considering the nature of accusations, the petitioner's antecedents and the gravity of the offences, I am not inclined to exercise any discretion in favour of the petitioner.

Accordingly, the application being CRM (A) no.840 of 2025 is dismissed.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Tapabrata Chakraborty, J.)