

CRM(A) 1036 of 2024

20.01.2025

(Bench ID 1472)

(JPD 67)

(S. Banerjee)

In re: An application under Section 438 of the Code of Criminal Procedure, 1973/ Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Bhaktinagar Police Station Case No. 477 of 2024 dated 30.05.2024 under Sections 448/436/427/379/34 of Indian Penal Code.

(Allowed)

And

In the matter of: Dolo Roy

...petitioner

Mr. Anirban Ghosh
Ms. Sudipa Ghosh

... for the petitioner

Mr. Saikat Chatterjee
Mr. Chattu Roy

... for the State

We have considered the statement of the witnesses.

It is alleged petitioner no. 1 had burnt a tin-shed of the de facto complainant.

There is a civil dispute between the parties. Possibility of false implication due to prior enmity cannot be ruled out.

Accordingly, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that 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, to the satisfaction of the arresting officer and also subject to the conditions as laid down under Section 482(2) of the BNSS, 2023.

Petitioner shall appear before the jurisdictional Court and pray for regular bail within four weeks from date.

The application for anticipatory bail is disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)