

11.02.2026
Court No.28
Item No. 31
tbsr
Allowed

CRM (A) 112 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Chanditala** P.S. Case No.**468 of 2025** dated **20.06.2025** under Sections **329(4)/117(2)/118(2)/74/109/351(3)/3(5)** of the BNS, 2023.

And

In the matter of: Jakir Hossain @ Sk. Jakir Hossain

....Petitioner.

Mr. Sourov Mondal
Mr. Subhajit Chowdhury
Mr. Arijit Bhuiya
Mr. Rony Mondal

....for the petitioner

Ms. Manisha Sharma
Mr. Sobhan Gani

....for the State

Mr. Dipayan Kundu

....for the de facto complainant

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner's father had died in the year 2023, yet he has been made an accused in the present FIR. In fact, the petitioner himself had received grievous injuries on his body, including a cut injury on a vital portion of the body like scalp, requiring five stitches. However, as the fight arose between the neighbours, the matter has now been settled between the private parties.

Learned counsel appearing on behalf of the de facto complainant submits that at the behest of common friends and well-wishers, the dispute has been resolved between the private parties and both the parties are living peacefully.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He relies on the statements of witnesses including the victims and the two injury reports, which show cut injuries and an injury on the head.

Commission of grievous injuries are not the kind of offences that can perhaps be legally settled between the private parties.

However, considering the materials available in the case diary, the fact that the petitioner also suffered severe injury in the process and that charge sheet has already been submitted, I am inclined to grant anticipatory bail to the petitioner.

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 condition that the petitioner shall not threaten or intimidate witnesses, 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, allowed.

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.)