

23.02.2026
Sl. No.13
Ct. 28
NB

C.R.M (A) 151 of 2026

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Berhampore PS Case No.2465/2025 dated 20.11.2025 under Sections 117(2)/3(5)/85 of the Bharatiya Nyay Sanhita, 2023 and Sections 3/4 of Dowry Prohibition Act.

And

In the matter of: Ainal Seikh @ Ainal Sk. @ Nabab Sk.
... petitioner

Mr. Jisan Iqbal Hossain.
...for the petitioner.

Ms. Zareen Nasima Khan,
Mr. Tirupati Mukherjee.
...for the State.

Copy of letter and receipt for postage, as filed on behalf of the petitioner, is taken on record.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the husband of the alleged victim. The marriage took place five years ago. During pendency of this proceeding, the present petitioner had tried to settle the matter. But, the same could not be done.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He relies on the statements of witnesses and the injury report present at page 17 of the case diary.

Considering the above and the materials available in the case diary, I do not think that custodial interrogation of the

petitioner is required in this case and I am inclined to grant anticipatory bail to the petitioner.

Accordingly, 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 Arresting Officer and subject to the conditions as laid down under Section 438 of the Code of Criminal Procedure, corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita and on further condition that the petitioner shall cooperate with the investigation and shall not threaten or intimidate witnesses or tamper with evidence in any manner whatsoever and the petitioner shall meet the Investigating Officer once a week till submission of report in final form.

The application for anticipatory bail is, thus, disposed of.

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.)