

25.02.2026
Court No.28
Item No.20
ssi

CRM (A) 307 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Raghunathganj Police Station Case No.**53 of 2026** dated **12.01.2026** under Sections **318(4)/336 (2)/336(3)/337/340(2)** of the BNS 2023.

And

In the matter of: **Obaidur Rahaman**

.... Petitioner.

Ms. Shabana Hasin
Ms. Samima Akter

...for the petitioner

Mr. Anand Keshari
Ms. Afreen Begum

..for the State

Progress report filed on behalf of the State is taken on record.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner has been falsely implicated by the de facto complainant in this case. Both are co-villagers. A monetary transaction between the two is also not unnatural.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He submits that as per the de facto complainant, the petitioner took Rs. 8,000/- to get a birth certificate for the de facto complainant from the hospital where he was working. But, the same was found to be fake. Other than the statements of the victim, there is a money transaction of about Rs. 3,000/- between the two.

Considering the above, the other materials available in the case diary and the fact that the prosecution is based mainly on the statement of the de facto complainant that it was the petitioner who

got that fake certificate for him, 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.

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 co-operate with the investigation and shall not threaten or intimidate the witnesses. The petitioner shall meet the I.O. once a week till submission of report in final form.

Urgent photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Jay Sengupta, J.)