

25.02.2026
Court No.28
Item No. 28
tbsr
Allowed

CRM (A) 376 of 2026

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973/Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Kalna** P.S. Case No.**1006 of 2025** dated **09.10.2025** under Section **409** of the IPC, 1860.

And

In the matter of: **Nilkamal Burman**

....Petitioner

Mr. Dipanjan Dutt
Mr. Shounak Mondal
....for the petitioner

Ms. Subhashree Patel
Mr. Aritra Bhattacharya
....for the State

Learned counsel appearing on behalf of the petitioner submits as follows. The allegation is about non-receipt of amount in the account of a Post Office. It is alleged that the petitioner as a Sub-Post Master had received sum of Rs. 1 lakh from a customer. But, it was not reflected in the passbook. He had the necessary pages torn and thereafter printed a wrong statement in the passbook. According to the departmental proceeding, the charge is about printing of a passbook without scrutinizing that some pages were missing. The petitioner has been falsely implicated in this case.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. She relies on the statements of witnesses including that of the victim.

Considering the above and the other materials available in the case diary and the fact that the departmental proceeding had only

brought a charge of wrong printing of passbook resulting in loss to the concern, 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 condition that the petitioner shall cooperate with investigation, shall not threaten or intimidate witnesses and shall meet the I.O. once a week till submission of report in final form.

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.)