

AD 23
March 6, 2026
Ct. 28
SG

Allowed

CRM(A) 381 of 2026

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Manicktala P.S. Case No.12 of 2024 dated 27.01.2024 under Sections 420/406/120B of the IPC.

And

In the matter of: *Subrata Roy (Bubai) and another*
... *petitioners*

Mr. Rameshwar Sinha
Ms. Priyanka Bhowmick

... for the petitioners

Mr. Joydeep Roy
Mr. Dattatreya Dutta

... for the State

Learned counsel for the petitioners submits that the petitioner No.1 is a family friend of the de facto complainant and the petitioner No.2 is a person who had at best facilitated the grant of loan to the de facto complainant. It has been alleged in the FIR that the de facto complainant was in need of money and with the help of the petitioners, he obtained a personal loan from a financial institution. It has been alleged that he did not know that a property has been mortgaged for this and the petitioners had taken a part of the money from him.

Learned counsel for the State opposes the prayer for anticipatory bail and submits that the documents regarding mortgage had been signed by the de facto complainant.

It appears that the de facto complainant had received some money as a personal loan and the petitioners had allegedly taken a part of the money from him.

Considering the above and the other 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 petitioners.

In the event of arrest, the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) each 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 the further conditions that the petitioners shall cooperate with the investigation, shall meet the investigating officer once a week till submission of report in final form and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)