

25.02.2026
Court No.28
Item No.31
tbsr
Reject

CRM (A) 396 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Dewandighi** P.S. Case No. **133 of 2025** dated **25.07.2025** under Sections **281/106(1)** of the BNS, 2023.

And

In the matter of: **Chotan Karmakar**

....Petitioner.

Mr. Uday Sankar Chattopadhyay
Ms. Trisha Rakshit
Mr. Bidisha Chakraborty
Ms. Aishwarya Dutta
Ms. Sadia Parveen
...for the petitioner.

Ms. Amita Gaur
Mr. Samarjit Balial
.....for the State.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner has been falsely implicated in this case. It is only a case of an accident. The petitioner also sustained injuries. The petitioner cannot be faulted for driving a motor van because there as so many motor vans plying on the road without requiring registration.

Learned counsel appearing on behalf of the State strongly opposes the prayer for anticipatory bail. The victim was driving a cycle and bringing his minor daughter from tuition when the motor van came in high speed and recklessly dashed the cycle. A charge sheet has been submitted on 30.01.2026. The petitioner has remained absconding for some time. Reliance is placed on statements of eye-witnesses and the post mortem report. The petitioner did not even have a license to drive a vehicle.

Considering the above and the other incriminating materials available in the case diary, I do not consider this to be a fit case for granting anticipatory bail.

The application for anticipatory bail is, thus, rejected.

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.)