

26/02/2026
D/L - 14
Court No.28
S. Kundu
Allowed

C.R.M.(A) 457 of 2026

In Re: An application for anticipatory bail under Section 482 of the BNSS, 2023. In connection with Baishnabnagar P.S Case no. 1163 of 2025 dated 10/9/2025 under Sections 303(2)/317(2)/317(4)/111(4)/3(5) of the BNS read with Sections 11(d) of the Prevention of Cruelty to Animals Act.

In the matter of: Rafik Sk. @ Rafiqul

...Petitioner.

Mr. Kazi M. Rahaman

...for the petitioner.

Ms. Subhasree Patel

Mr. Saptarshi Chakraborty

...for the State.

1. Learned counsel appearing for the petitioner submits that the only material available against the petitioner is the statement of a co-accused which is inadmissible in evidence. Charge sheet has been submitted. Substantially similarly circumstanced co-accused was granted anticipatory bail by this Court on 20/2/2026 in CRM (A) 28 of 2026.
2. Learned counsel appearing for the State opposes the prayer for anticipatory bail. She submits that the another case has been started under the similar provisions. However, the same was registered after the registration of the present case.
3. Considering the above and the other materials available in the case diary and the fact that charge sheet has been submitted and that the substantially similarly

circumstanced co-accused was granted anticipatory bail by this Court earlier, I am inclined to grant anticipatory bail to the petitioner.

4. In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- 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 further conditions that the petitioner shall not threaten or intimidate the witnesses. The petitioner shall surrender before the learned jurisdictional Court and pray for bail within four weeks from date and shall not commit similar offences in the near future.
5. Accordingly, the application for anticipatory bail is allowed.
6. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with requisite formalities.

(Jay Sengupta, J.)