

AD 87
April 6, 2026
Ct. 28
SG

Allowed

CRM(A) 680 of 2026

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Harishchandrapur P.S. Case No.1122 of 2025 dated 18.10.2025 under Section 137(2)/140(3) of the BNS, 2023.

And

In the matter of: *Abdul Malek @ Abdul Maleque and another*
... petitioners

Md. Wasim Akram

... for the petitioners

Mr. Anand Keshari
Mr. Akash Ganguly

... for the State

Learned counsel for the petitioners submits that the petitioners are the parents of the principal accused. Over the selfsame allegations, two FIRs have been registered.

Learned counsel for the State opposes the prayer for anticipatory bail, relies on the statements of witnesses and submits that, in the statement of the alleged victim recorded before the learned Magistrate, the minor victim girl stated that she wanted to marry the principal accused and that is why she had eloped with him. Charge-sheet has been submitted.

Considering the above, the other materials available in the case diary, the alleged role ascribed to the present petitioners and the fact that charge-sheet has been submitted, I do not think that custodial interrogation of the petitioners 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 surrender before the jurisdictional court within four weeks from this date and pray for bail, shall attend the jurisdictional court regularly 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.)