

09.04.2026
Court No.28
Item No.57
ssi

CRM (A) 773 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Domjur Police Station Case No.**863** dated **13.12.2023** under Sections 306 of the Indian Penal Code.

And

In the matter of: **Raja Sarkar & others.**

.... Petitioners

Mr. Anindya Ghosh

Ms. Sumita Sarkar

...for the petitioners

Mr. Ranadeb Sengupta

Mr. Tirupati Mukherjee

..for the State

Learned counsel appearing on behalf of the petitioners submits that there was a property dispute between the adverse parties. It is alleged that as an injunction was granted in favour of the accused by a Civil Court, the alleged victim committed suicide. A similarly circumstance co-accused were granted anticipatory bail by this Court on 27.02.2026 in CRM (A) 557 of 2026.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He relies on the case diary including the statements of witnesses and the post mortem report. He submits that there are also allegations of threats present in the complaint.

It will be for the Courts to finally decide whether there is any element of abetment of suicide in this case.

However, considering the above, the other materials available in the case diary and the fact that some similarly circumstanced co-

accused were granted anticipatory bail by this Court earlier, 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/- 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 further conditions that the petitioners shall co-operate with the investigation and shall not threaten or intimidate the witnesses. The petitioners shall meet the I.O. once a fortnight till submission of report in final form.

The application for anticipatory bail is, thus, disposed of.

Urgent photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Jay Sengupta, J.)