

09.04.2026
Court No.28
Item No.79
tbsr
Allowed

CRM (A) 803 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Khatra** P.S. Case No.**13 of 2026** dated **03.02.2026** under Sections **126(2)/115(2)/118(2)/109/3(5)** of the BNS, 2023.

And

In the matter of: Prasenjit Pal & Anr.

....Petitioners.

Mr. Arkaprabho Roy

....for the petitioners

Mr. Bidyut Kumar Roy

Ms. Jonaki Saha

....for the State

Learned counsel appearing on behalf of the petitioners submits as follows. The petitioners are distant relatives and neighbours of the de facto complainant. There is a dispute going on between the adverse parties. On the particular day, when a case was fixed for hearing, there was an altercation between the private parties in front of the Court. Injuries were received on both sides. In fact, the petitioners suffered head and leg injuries. There are case and counter case.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. She relies on the statements of witnesses and the injury report which, however, does not show infliction of any grievous injury.

Considering the above, the other materials available in the case diary and that fact that there are case and counter case, 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/- 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 condition that the petitioners shall cooperate with investigation, shall meet the I.O. 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 may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)