

28.04.2026
Sl. No.122
Ct. 28
NB

C.R.M (A) 909 of 2026

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kotwali PS Case No.159/2025 dated 09.02.2025 under Sections 326(g) and 3(5) of the BNS, 2023.

And

In the matter of: Jayanti Dey ... petitioner

Mr. Sumanta Das.
...for the petitioner.

Ms. Zarin N. Khan,
Mr. Ashok Das.
....for the State.

Learned counsel appearing on behalf of the petitioner submits that the petitioner is the wife of the principal accused, who was arrested.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. She relies on the statements of witnesses. However, there is neither any injury report nor any seizure list for burnt articles present in the case diary. Charge sheet has been submitted.

Considering the above, the other materials available in the case diary, the fact that the principal accused was arrested, the fact that the petitioner is a female member of the household and the fact that charge sheet has already been submitted, I am inclined to grant anticipatory bail to the present petitioner.

Accordingly, in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- with two

sureties of like amount each, one of whom must be local, to the satisfaction of Arresting Officer and subject to the conditions as laid down under Section 438 of the Code of Criminal Procedure, corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita and on further condition that the petitioner shall not threaten or intimidate witnesses or tamper with evidence in any manner whatsoever and shall surrender before the learned jurisdictional Court and pray for bail within four weeks from this date and the shall regularly attend the jurisdictional Court.

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

The presence of the Investigating Officer is noted and is dispensed with.

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.)