

17/04/2026
D/L - 7
Court No.28
S. Kundu
Allowed

C.R.M.(A) 1034 of 2026

In Re: An application for anticipatory bail under Section 482 of the BNSS, 2023. In connection with Nowda P.S case no. 230 dated 17/07/2025 under Sections 85/103(1) of the BNS and Sections 4/6 of the POCSO Act.

In the matter of: XXX

...Petitioner.

Ms. Shabana Hasin
Ms. Samina Akter

...for the petitioner.

Mr. Kingsuk Mondal
Mr. Suman Das

...for the de-facto complainant.

Mr. Debabrata Chatterjee
Mr. Mujibar Ali Naskar

...for the State.

1. Report filed on behalf of the State is taken on record.
2. Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the brother-in-law of the victim/deceased. It was alleged that the husband of the victim had strangled her to death and thereafter, raped the minor sister-in-law. Charge sheet has been submitted. The husband is in custody.
3. Learned counsel appearing on behalf of the de-facto complainant opposes the prayer for anticipatory bail.
4. Learned counsel appearing on behalf of the State also opposes the prayer for anticipator bail. He refers to the statements of neighbours, who claimed that torture was inflicted upon the victim by all the in-laws including the petitioner.

5. Considering the above, the other materials available in the case diary, the alleged role ascribed to the present petitioner, the fact that the principal accused being the husband is in custody and that charge sheet has been submitted, I am inclined to grant anticipatory bail to the petitioner.
6. 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 regularly attend the jurisdictional Court.
7. Accordingly, the application for anticipatory bail is allowed.
8. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with requisite formalities.

(Jay Sengupta, J.)