

08/04/2026
D/L - 25
Court No.28
S. Kundu
Partly Allowed

C.R.M.(A) 1055 of 2026

In Re: An application for anticipatory bail under Section 482 of the BNSS, 2023. In connection with Sagardighi P.S case no. 62 of 2026 dated 10/02/2026 under sections 109(1)/117(2)/3(5) of the BNS.

In the matter of: Mritun Mondal & Anr.

...Petitioners.

Mr. Usof Ali Dewan
Mr. Asif Dewan
Mr. Mehedi Masud

...for the petitioners.

Mr. Imran Ali
Mr. Tirthankar Dhal

...for the State.

1. Learned counsel appearing on behalf of the petitioners submits as follows. The petitioner no. 2 is the son of the petitioner no. 1. There is a prior property dispute between the private parties. As per the FIR, it is alleged that the petitioner no. 1 assaulted the victim with a *lathi*, while the petitioner no. 2, along with the other petitioner, assaulted the victim by fists and blows.
2. Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He refers to the injury report which shows severe injuries inflicted on a vital parts of the body like scalp, which required stitches for repair, and the right side of the eye. The patient was admitted to the hospital for five days. As per the statement of the victim, both the accused assaulted him.

3. Considering the above and the other materials available in the case diary, while I am inclined to grant anticipatory bail to the petitioner no. 2, the application for anticipatory bail of the petitioner no. 1 is rejected.
4. In the event of arrest, the petitioner no. 2 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 said petitioner shall cooperate with the investigation and shall not threaten or intimidate the witnesses. The said petitioner shall meet the I.O once a week till submission of report in final form.
5. Accordingly, the application for anticipatory bail is allowed-in-part.
6. Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance with requisite formalities.

(Jay Sengupta, J.)