

AD 22
April 10, 2026
Ct. 28
SG

Partly Allowed

CRM(A) 1105 of 2026

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Raiganj P.S. Case No.123 of 2026 dated 03.02.2026 under Sections 109/115(2)/126(2)/329(3)/74/3(5) of the BNS, 2023.

And

In the matter of: *Sanjoy Barman and others* ... petitioners

Mr. Kaushik Choudhury

... for the petitioners

Mr. Partha Pratim Das

Mr. Asraf Mandal

... for the State

Learned counsel for the petitioners submits that there was a fight between two groups of villagers over a land dispute. There are case and counter case. No grievous injury was inflicted.

Learned counsel for the State opposes the prayer for anticipatory bail, refers to the statements of the victim and other witnesses and the injury report. As per the injury report present at page 76 of the case diary, there was a fracture at the right first distal end of metacarpal joint and left eye echymosis, and among other things.

Considering the above, the other materials available in the case diary and the fact that some of the petitioners are female members of the household and the petitioner No.2 is an aged man, while I am inclined to grant anticipatory bail to

the petitioner Nos.2, 4 and 5, the application for anticipatory bail of the petitioner Nos.1, 3 and 6 (Sanjoy Barman, Tapas Barman and Narayan Barman) is rejected.

In the event of arrest, the petitioner Nos.2, 4 and 5 (Digen Barman, Dinjali Barman and Adari Barman) shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) 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 the further conditions that the petitioner Nos. 2, 4 and 5 shall cooperate with the investigation, shall not threaten or intimidate witnesses and the petitioner No.2 shall meet the investigating officer 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, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)