

AD 4
June 17, 2026
Ct. 28
SG

Allowed

CRM(A) 1167 of 2026

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Raninagar P.S. Case No.786 of 2025 dated 28.11.2025 under Sections 85/80/108/3(5) of the BNS, 2023.

And

In the matter of: *Abu Tahir Sk @ Md. Abu Taher and another*
... *petitioners*

Mr. Milan Mukherjee, Sr. Adv.
Mr. Kingsuk Mondal
Mr. Suman Das

... for the petitioners

Mr. Krishendu Bhattacharya, Id. APP
Ms. Rima Banerjee

... for the State

Mr. Tirupati Mukherjee
Mr. K. Sk.
Mr. Sayed Hossain

.... for the de facto complainant

Learned senior counsel representing the petitioners submits that the petitioners are the aunt-in-law and the uncle-in-law of the victim deceased. Within six months of marriage, the victim committed suicide by consuming poison. This is a case where the alleged victim had eloped with the principal accused and got married with him. The principal accused being the husband of the alleged victim was arrested and is still in custody. Charge-sheet has been submitted.

Learned counsel for the de facto complainant opposes the prayer for anticipatory bail and refers to the rejection of the anticipatory bail of the petitioners by the learned Sessions Court.

Learned Additional Public Prosecutor representing the State relies on the case diary and opposes the prayer for anticipatory bail. He also relies on the post-mortem report and the statements of witnesses.

Considering the above, the other materials available in the case diary and the fact that one of the principal accused being the husband of the alleged victim was arrested and still is in custody and charge-sheet has been submitted, 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/- (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 petitioners shall surrender before the jurisdictional court within four weeks from this date and pray for bail, shall attend the jurisdictional court regularly and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)