

AD 41
May 12, 2026
Ct. 28
SG

Allowed

CRM(A) 1314 of 2026

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Baishnabnagar P.S. Case No.1676 of 2025 dated 24.12.2025 under Sections 111(2)/111(4)/317(2)/317(4) of the BNS, 2023.

And

In the matter of: Sk Kutubuddin @ Kutubuddin Sekh
and others *... petitioners*

Md. Wasim Akram
Ms. Sabrina Parveen

... for the petitioners

Mr. Krishnendu Bhattacharya

... for the State

Report filed by the State is taken on record.

Learned counsel for the petitioners submits that the petitioners' names have transpired from the statement of a co-accused. The petitioners are in no way connected with the alleged offence. In any event, there were some cattle grazing in a field and the police came and seized them. This was not even in a border area.

Learned counsel for the State opposes the prayer for anticipatory bail and relies on the statements of witnesses and the seizure list. He submits that there is no mention of any prior antecedent of the petitioners in this regard.

Considering the above and the other materials available in the case diary, 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 cooperate with the investigation, shall meet the investigating officer once a fortnight till submission of report in final form 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.)