

21.05.2026
Court No.28
Item No.37
ssi

CRM (A) 1290 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Bidhannagar Cyber Crime Police Station Case No. 138 of 2025 dated 03.11.2025 under Sections 74//79/352/353(1) (b)/353 (2) of BNS and 66 and 67A of the Information Technology Act 2000.

And

In the matter of: **Dhrubajyoti Deb.**

.... Petitioner

Mr. Sagar Saha
Ms. Nayana Mukhopadhyay

...for the petitioner

Mr. Kaustav Lal Mukherjee

..Amicus

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is a student of computer engineering. He has a social media account where he had made two posts, one was regarding vandalism of temples in Bangladesh that happened earlier and the second one in support of the process of SIR. He has been falsely and needlessly implicated in this instant case.

Learned Amicus assisting the State relies on the case diary and submits that there were three posts made, one of which was regarding defamation of the former Chief Minister.

It is settled law that for criminal defamation, an FIR has to be lodged. Reliance is placed on Subramanian Swamy's case, (2016) 7 SCC 221.

Considering the above and the other materials available in the case diary, I do not think that custodial interrogation of the petitioner is required in this case and I am inclined to grant anticipatory bail to the petitioner.

In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- 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 further conditions that the petitioner shall co-operate with the investigation and shall not threaten or intimidate the witnesses. The petitioner shall meet the I.O. 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 be supplied to the parties, if applied for, as early as possible.

(Jay Sengupta, J.)