

22.06.2026
Court No.28
Item No.35
ssi

CRM (A) 1355 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Banshihari Police Station Case No. 65 of 2026 dated 25.02.2026 under Sections 69/316(2)/318(4) of the BNS 2023.

And

In the matter of: **Hiralal Das**

.... Petitioner

Mr. Kaushik Choudhury
Mr. Dwaipayan Panda

...for the petitioner

Mr. Sourav Koley
Ms. Jenifar Alam

...for the de facto

Mr. Somnath Akhikary

..for the State

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner has been falsely implicated in this case. There was a consensual relationship between the two adults for a considerable length of time, in fact since 2011. After the relationship turned sour, the FIR was registered.

Learned counsel appearing on behalf of the alleged victim submits that the matter has been amicably settled between the private parties and the alleged victim would not have any objection if anticipatory bail is granted to the petitioner.

Learned counsel appearing on behalf of the State relies on the case diary and opposes the prayer for anticipatory bail. He refers to the medico legal examination report and the statements of witnesses.

Considering the above, the other materials available in the case diary and the fact that there was a some kind of relationship between

the two adults for a considerable length of time, 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 week 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.)