

11.06.2026
Court No.28
Item No.29
tbsr
Allowed

CRM (A) 1377 of 2026

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 and Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Raghunathganj** P.S. Case No.**1506 of 2025** dated **01.12.2025** under Sections **69/117(2)/316(2)/318(2)/61(2)** of the BNS, 2023 and charge sheet submitted under Section 69/316(2)/318(2)/61(2) of the BNS, 2023.

And

In the matter of: Deepak Kumar

....Petitioner.

Mr. Mrityunjoy Chatterjee
Mrs. Suchismita Chakraborty
Mr. Debarnab Adhikary
Ms. Afsona Khan
Ms. Nazia Parveen
...for the petitioner.

Mr. Krishnendu Bhattacharya, Id. APP
Mr. Somnath Adhikary
....for the State.

Report filed on behalf of the State is taken on record.

Despite service, on one appears on behalf of the de facto complainant.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the brother-in-law of the principal accused. The petitioner was not even named in the FIR. The alleged victim had a relationship with the principal accused, who allegedly duped her of Rs. 3.65 crores and also some movable properties. It is alleged that out of the said amount, Rs. 65 lakhs was transferred to the present petitioner. The bank account of the petitioner has already been frozen. The principal accused is presently in custody. The petitioner may be granted anticipatory bail on any condition.

Learned APP representing the State relies on the case diary and opposes the prayer for anticipatory bail. He relies on the statements of witnesses and the copies of documents available in the case diary. Charge sheet has been submitted.

Considering the above, the fact that the principal accused is already in custody, that the bank account of the petitioner, into which the money in question allegedly went, has also been frozen, and the fact that charge sheet has been submitted, 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 condition that the petitioner shall surrender before the learned jurisdictional Court within four weeks from this date and pray for bail and shall regularly attend the jurisdictional Court and shall not threaten or intimidate witnesses and on the condition that the petitioner shall not leave the country without the leave of the jurisdictional Court and shall deposit the pass port, if any, before the learned jurisdictional Court.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)