

18.06.2026
Court No.28
Item No.19
ssi

CRM (A) 1493 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Jamuria Police Station Case No. 58 of 2026 dated 14.02.2026 under Sections 61 (2)/69 of the BNS 2023.

And

In the matter of: **Irsad Ali @ Irshad Ali**

.... Petitioner

Mr. Apurba Kumar Datta
Ms. Sreemoyee Mukherjee

...for the petitioner

Ms. Jeenia Rudra

...for the de facto

Mr. Sagar Saha
Ms. Nayana Mukhopadhyay

..for the State

Memo of evidence and report regarding service filed on behalf of the State are taken on record.

Affidavit of service filed on behalf of the petitioner is also taken on record.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner and the alleged victim had been in a relationship for a very long time. After the relationship turned sour, the present FIR was registered. The petitioner is willing to deposit his mobile phone to the I.O. if it is required for the investigation.

Learned counsel appearing on behalf of the de facto complainant strongly opposes the prayer for anticipatory bail. He submits that the petitioner is now unwilling to marry the alleged victim, although he had earlier promised to marry her and it was the basis of which the relationship developed.

Learned counsel appearing on behalf of the State relies on the case diary and opposes the prayer for anticipatory bail. He refers to the statement of the victim recorded before the learned Magistrate and the statements of other witnesses. However, the alleged victim refused to undergo medical examination.

Considering the above, the other materials available in the case diary and the fact that the two were in a relationship for a considerable period of time and had gone to places together, as admitted in the statement of the alleged victim recorded before the learned Magistrate, 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.)