

AD 53
June 16, 2026
Ct. 28
SG

Partly Allowed

CRM(A) 1579 of 2026

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Gaighata P.S. Case No.227 of 2026 dated 16.03.2026 under Sections 329(4)/115(2)/117(2)/110/76/351(2)/3(5) of the BNS, 2023.

And

In the matter of: *Narayan Halder and others*

... *petitioners*

Mr. Santanu Maji
Ms. Sadia Parveen

... for the petitioners

Mr. Suman Chakraborty

... for the State

Learned counsel for the petitioners submits that there is a longstanding dispute between the adverse parties who are neighbours. There was a scuffle that took place between the parties, but no grievous injury was caused. Charge-sheet has been submitted.

Learned counsel for the State relies on the case diary and opposes the prayer for anticipatory bail. He refers to the injury report of one of the victims which shows infliction of cut injury on a vital part of the body like the head of one of the victims. He submits that there is also allegation of other injuries which were inflicted by the accused. One of the victims was bitten by one of the accused.

Considering the above, the other materials available in the case diary and the fact that the petitioner Nos.2 and 4 are female members of the household, while I am inclined to

grant anticipatory bail to the petitioner Nos.2 and 4, the application for anticipatory bail of the petitioner Nos.1 and 3 (Narayan Halder and Jhantu Halder) is rejected.

In the event of arrest, the petitioner Nos.2 and 4(Sikha Halder and Mithu Halder @ Mithu Halder Mitra) 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 petitioner Nos.2 and 4 shall surrender before the jurisdictional court within four weeks from this date and pray for bail, shall attend the jurisdictional court regularly and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, disposed of.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)