

16.06.2026
Sl. No.72
Ct. 28
NB

C.R.M (A) 1609 of 2026

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Dalkhola PS Case No.197/2023 dated 09.08.2023 under Sections 25(1-A)/35 of the Arms Act..

And

In the matter of: Rohit Sahani ... petitioner

Mr. Kaushik Choudhury,
Mr. Dwaipayan Panda.
...for the petitioner.

Mr. Mukesh Kr. Gupta.
...for the State.

Learned counsel appearing on behalf of the petitioner submits that the petitioner has been falsely implicated in this case. The accused was apprehended with arms. Pursuant to his statement, the police are looking for the present petitioner. Other than the statement of a co-accused, which is not admissible in evidence, there is no material available against the present petitioner.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. However, he submits that, as of now, there is no other material available against the present petitioner except for the statement of a co-accused.

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.

Accordingly, 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 Arresting Officer and subject to the conditions as laid down under Section 438 of the Code of Criminal Procedure, corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita and on further condition that the petitioner shall cooperate with the investigation and shall not threaten or intimidate witnesses or tamper with evidence in any manner whatsoever and the petitioner shall meet the Investigating Officer once a week till submission of report in final form.

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

Urgent photostat certified copies of this order may be delivered to the learned Advocates for the parties, if applied for, upon compliance of all formalities.

(Jay Sengupta, J.)