

July 1, 2026
14 ARDR
(Allowed)

CRM (A) 1913 of 2026

In Re : An Application under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with **Beniapukur** Police Station Case No. **144** dated **30/5/2026** under Sections **85/316(2)/3(5)** of the BNS, 2023 read with Sections **3 and 4** of the Dowry Prohibition Act.

And

In Re : Sk. Irshad Ismail

... Petitioner.

Adv. Subhasree Patel,
Adv. Antarikhya Basu,
Adv. Shruti Mukhopadhyay,
Adv. Nayanakshi Saha,

... for the petitioner.

Adv. Sanjida Sultana,

...for the de facto complainant.

Adv. Sankalpa Bhattacharjee,

... for the State.

Report submitted by the State is taken on record.

Learned counsel for the petitioner submits that the petitioner is the husband of the defacto complainant and lodged a complaint against her before the Beniapukur Police Station on 25th May, 2026 alleging cruelty and misconduct. As a retaliation the present FIR has been lodged against the petitioner and his parents on 30th May, 2026. The FIR has been registered by the concerned police station on the same date the complaint was received without holding a preliminary enquiry. The defacto complainant has submitted an application before the concerned police station on 4th June, 2026 stating that she does not intend to proceed with the matter any further and seeks to withdraw the complaint lodged by her against the petitioner and others.

It appears from the report submitted by the State that in view of the application submitted by the defacto complainant before the

concerned police station, final report has been submitted in the matter on 29th June, 2026. The final report is yet to be accepted.

Considering the material on record, this Court is of the view that custodial interrogation of the petitioner is not required and he may be granted anticipatory bail.

Accordingly, in the event of arrest, the petitioner namely Sk. Irshad Ismail be released on bail upon furnishing bond of Rs.10,000/- (Rupees Ten Thousand only), with two sureties of like amount each, to the satisfaction of the Arresting Officer and subject to the conditions laid down under Section 482(2) of the BNSS. The petitioner shall appear before the Investigating officer once a week till submission of charge sheet. The petitioner shall appear before the learned jurisdictional Court and pray for regular bail within two weeks from date.

The application for anticipatory bail is disposed of.

Case Diary be returned.

All parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

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

(Suvra Ghosh, J.)