

15.01.2026
Court No.28
Item No.36
ssi

CRM (A) 3635 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Suraksha Nagarik Sanhita in connection with Ratua Police Station Case No.**267 of 2025** dated **06.04.2025** under Sections **137 (2), 140 (3) and 3 (5)** of the BNS 2023.

And

In the matter of: **Ejabul Hoque and others**

.... Petitioners.

Mr. Omar Faruk Gazi
Ms. Susmita Das
Ms. Shaoni Panda

...for the petitioners

Mr. Maidul Islam Kayal

...for the victim

Mr. Bibaswan Bhattacharyya
Md. Ejaj Akhter

..for the State

Heard the learned counsels for the parties.

Perused the case diary.

Although in a previous statement made by the 16 years old victim before the learned Magistrate, she had implicated the principal accused along with some un-named persons for kidnapping her, in a subsequent statement recorded before the learned Magistrate, she exonerated all the accused and stated that she was in love with the principal accused and both of their parents had agreed to have them married when they attained majority. In a subsequent statement made before the police, she had elaborated the reason as to why she had made such previous statements before the learned Magistrate. The statements of the local witnesses also give an inkling of a relationship between the two and a charge sheet has already been submitted.

Considering the above and the other materials available in the case diary, I do not think that custodial interrogation of the petitioners is required in this case and I am inclined to grant anticipatory bail to the petitioners.

Accordingly, the application for anticipatory bail of the petitioners is allowed.

In the event of arrest, the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- 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 further conditions that on further conditions that the petitioners shall surrender before the learned jurisdictional Court and pray for bail within four weeks from this date and shall attend the jurisdictional Court regularly. The petitioners shall not threaten or intimidate the witnesses.

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

The presence of the I.O. is noted and is dispensed with.

(Jay Sengupta, J.)