

05.02.2026
Sl. No.23
Ct. 28
NB

C.R.M (A) 3834 of 2025

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 Parnasree PS Case No.666/2025 dated 27.10.2025 under Sections 498A/323/34 of the Indian Penal Code.

And

In the matter of: Hira Yadav & Ors.

... petitioners

Mr. Sourav Chatterjee Sr.Adv.,
Mr. Sk. Jayeel Hossain,
Ms. Afreen Begum,
Mr. Dip Dutta.

...for the petitioners.

Ms. Zareen Nasim Khan,
Mr. Tirthankar Dhali.

...for the State.

Mr. Suvanil Chakraborty,
Mr. Debashis Banerjee,
Mr. Rakesh Jana.

...for the de facto complainant.

Learned counsel appearing on behalf of the petitioners submits as follows. The petitioners are the husband, the father in law, the mother in law and the two elder brothers in law of the alleged victim. The marriage between the couple took place 11 years ago. The petitioner as a railway employee was staying in his quarters while the wife was staying at her own place with the child. As the alleged victim had left the company of the petitioner no.1, the petitioner no.1 sent a notice to her. This triggered the subsequent events. She came along with her associates and abused and assaulted even the aged father in law. The father in law was constrained to file a complaint that was reduced into a GD Entry. Only after this, the present FIR has been lodged by the de facto complainant implicating all and sundry in the in-law's house.

Learned counsel appearing on behalf of the de facto complainant strongly opposes the prayer for anticipatory bail and denies the allegations.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. She relies on the statements of the witnesses. However, she submits that there is no injury report present in the case diary.

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 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 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 petitioners shall cooperate with the investigation and shall not threaten or intimidate witnesses or tamper with evidence in any manner whatsoever and the petitioner no.1, 4 and 5 shall meet the Investigating Officer once a month 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.)

