19.11.2026
Item No.71
Ct.No.35
dc.
Allowed

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (A) 3793 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 filed in connection with Gurguripal Police Station Case No. 59 of 2025 dated 13.05.2025 under Sections 420/409/468/471 of the Indian Penal Code, 1860.

And

In Re : **Sunit Kumar Bhunia**

... Petitioner.

Mr. Soumyajit Das Mahapatra,
Mr. Kamal Kumar Das,
Ms. Madhurai Sinha,
Ms. Upasana Banerjee,
Mr. Bisal Roy

... For the Petitioner.

Mr. Goutam Dey,
Mr. Rishav Kumar Thakur

... For the State.

Learned advocate appearing for the petitioner submits that petitioner is innocent and has been falsely implicated in connection with the instant case.

Learned advocate appearing for the State, on the other hand, opposes the prayer for anticipatory bail and produces the case diary.

I have perused the case diary. *Prima facie*, there are materials to suggest the complicity of the present petitioner. Two depositors have been cited as witnesses as is revealed from case diary; their statements include that petitioner has refunded the money in his personal capacity. Although payment/refund of money do not exonerate the petitioner as he has misconducted himself while discharging his official

duty, but for consideration of custodial detention, I am of the view that petitioner, if he cooperates with the Investigating Officer of the case, his custodial detention may not be warranted. As such, the prayer for anticipatory bail of the petitioner is **allowed**.

Accordingly, in the event of arrest, the petitioner viz., **Sunit Kumar Bhunia** shall be released on bail to the satisfaction of the Arresting Officer on such terms and conditions as he deems fit and proper 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 Bharatiya Nagarik Suraksha Sanhita, 2023.

As the investigation of the case is still in progress, the petitioner shall meet the Investigating Officer of the case once in a week and also, if required, give his handwriting as and when appropriate prayer is advanced before the jurisdictional court for verification of the signatures. Let such condition continue till the report in final form is submitted before the jurisdictional court.

Memo of Evidence submitted by the learned advocate appearing for the State be kept with the record.

The application for anticipatory bail, being CRM (A) 3793 of 2026, is, thus, disposed of.

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

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

(Tirthankar Ghosh, J.)