19.11.2026
Court No.35.
D/L.66.
Rakib
(Allowed)

CRM (A) 3772 of 2026

In Re: An Application for Anticipatory Bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Haripal Police Station case no. 393 of 2026 dated 01.06.2026 under Sections 85/89 of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of : Aspiya Mallick & Ors.

.....Petitioners.

Mr. Suman Chakraborty
.....for the Petitioners.

Mr. Parmanand Sharma, Ld. APP
Ms. Madhumita Sadhukhan
.....for the State.

The present petitioners are the relationship of the husband who have been implicated in connection with the instant case. Petitioners submitted that there were matrimonial dispute pursuant to which they have been foisted with the present criminal case.

Learned advocate appearing for the State opposes the prayer for anticipatory bail and draws the attention of the Court to the injury report.

I have taken into account the materials appearing in the Case Diary and the fact that the incident which has been complained of initially is of May, 2025 and the present case has been initiated on 1st of June, 2026.

Having considered that the present petitioners are all relations of the husband, I am of the opinion that their custodial detention may not be required in the facts of the present case. As such, prayer for anticipatory bail of the petitioners namely, **(1)**

Aspiya Mallick; (2) Hachina Bibi; (3) Sukhlal Mallick @ Nasiruddin Mallick; (4) Jamila Bibi and (5) Jasimuddin Mallick is **allowed.**

As such, in the event of arrest, the petitioners shall be released on bail to the satisfaction of the Arresting Officer on such terms and conditions as he deems fit and proper 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, petitioner nos, 1, 3 and 5 shall meet with the investigating officer of the case once in a week till the report in final form is submitted before the jurisdictional Court.

Accordingly, CRM (A) 3772 of 2026 is **allowed.**

The observations made above are only restricted for adjudication of the anticipatory bail application and should not be considered a final opinion on the merits of the case.

Memo of evidence submitted by the State be kept with the record.

All parties shall act in terms of server copy of the order 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.)