

19.01.2026
Sl. No.31
NB

CRM (A) 4034 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 Tamluk PS Case No.458 dated 09.06.2025 under Sections 3(5)/62/64/76/79/109/115(2)/117(2)/118(1)/303(2)/324(4)/329(4)/351(2) of the Bharatiya Nyay Sanhita, 2023.

And

In the matter of: Rakhibul Saha & Ors.

... petitioners

Mr. Moyukh Mukherjee,
Mr. Sobhan GAni,
Mr. Md. Aqib Badr,
Mr. Shahzada Parvez,
Mr. Shakti Shivam,
Mr. Parvej Islam,
Ms. Sarmistha Basak.
...for the petitioners.

Ms. Sonali Das,
Ms. Suruchi Saha.
...for the State.

Mr. Bhaskar Hutait
...for the de facto complainant.

Learned counsel appearing on behalf of the petitioners submits as follows. The petitioners have been falsely implicated in this case due to previous grudge. No grievous injury was caused.

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

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. She refers to the injury reports of the victims, one of which shows assault on a vital portion of the body like scalp. She also refers to the statement of the alleged survivor and the neighbours.

Considering the above and the other incriminating materials available in the case diary, I do not consider this to be a fit case for granting anticipatory bail.

The application for anticipatory bail is, thus, rejected.

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.)