13.11.2026
Court No.35.
D/L.50.
Rakib
(Allowed)

CRM (A) 3840 of 2026

In Re: An Application for Anticipatory Bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Polba Police Station case no. 87 of 2026 dated 14.03.2026 under Sections 318(4)/316(2)/108/3(5) of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of : Asit @ Ashit Baran Maganlal Desai

.....Petitioner.

Mr. Sudipta Panda
Ms. Sikha Halder
.....for the Petitioner.

Mr. Rajendra Banerjee, Ld. APP
Ms. Priti Kar Bagchi
.....for the State.

Learned advocate appearing for the petitioner submits that petitioner is a septuagenarian who entered into a business partnership with the victim and has been foisted with the present criminal case.

Learned advocate appearing for the State opposes the prayer for anticipatory bail and submits that the present petitioner by his representation deceived the deceased and persuaded him to part with two and half crores of amount. A part of the amount was paid but huge dues are still pending, consequent to which the deceased committed suicide. Charge-sheet has already been submitted before the jurisdictional Court.

Having considered that the case against the present petitioner is relating to abetment, at this stage, I am of the opinion that custodial detention of the present petitioner is unwarranted. As such, prayer for anticipatory bail of the petitioner namely, **Asit @ Ashit Baran Maganlal Desai** is **allowed.**

Accordingly, in the event of arrest, the petitioner 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.

Since, charge-sheet has already been submitted before the jurisdictional Court this order of anticipatory bail of the petitioner shall remain in force for a period of six weeks from date.

With the aforesaid observations CRM (A) 3840 of 2026 is **allowed.**

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

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.

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.)