

06.03.2026

Item No. M/L. 27

Ct.No.35

dc.

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M. (SB) 155 of 2024

**Aringa Sen Biswas
versus
State of West Bengal & Ors.**

In Re: An Application for cancellation of bail under Section 483(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

Mr. Kunal Ganguly

... For the State.

None appears for the petitioner.

Learned advocate for the State is present.

Petitioner has prayed for cancellation of bail.

State has produced the case diary.

The fact of the case reflects that petitioner was married to one Dinesh Sen about 15 years prior to the institution of the FIR and out of the wedlock, a female child was born. Petitioner was subjected to torture both physically and mentally by her husband and in-laws and there is emphasis of an incident on 18.10.2024 when she was assaulted by her husband and brother-in-law at about 20.00 hrs.

State has submitted a report which reflects that charge-sheet was submitted. Case diary reflects that there were injuries which were sustained by the present petitioner. As charge-sheet has already been submitted, *prima facie*, I am of the opinion that a case has been made out for trial under the relevant provisions of BNS, 2023. The report also reflects that lastly date was fixed on 14.05.2025 for

appearance before the learned Additional Chief Judicial Magistrate, 2nd Court, Kalyani. The subject-matter of the case relates to order of interim bail dated 23.10.2024. It reflects that notice was issued under Section 35(3) of the BNSS by the investigating officer of the case and the same was complied with. As such, the learned Magistrate on consideration of the materials was pleased to grant ad interim bail.

Having taken into consideration that the bail was granted on 23.10.2024 and there is no adverse report, at this stage, I am not inclined to interfere with the order of bail. However, if there are supervening circumstances or the post bail conduct of the accused/opposite parties which raise issues relating to tampering of the evidence of the case or creating impediment for progress of the case, under such circumstances, the learned Magistrate on an appropriate application by the State or the *de facto* complainant/petitioner would impose conditions for ensuring fair progress of the trial.

Report submitted by the learned advocate for the State be kept with the record.

Case diary be returned to the learned advocate for the State.

With the aforesaid observations, the application for cancellation of bail being CRM (SB) 155 of 2024 is 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.)