

07.01.2026
Court No.28
Item No.23
tbsr
Allowed

CRM (A) 4120 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Golabari** P.S. Case No.**373 of 2025** dated **04.11.2025** under Sections **85, 316(2) & 3(5)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: Achala Sharma

....Petitioner.

Md. Zohaib Rauf
Mr. Shwetaank Nigam
Mr. Abdul Zahid
...for the petitioner.

Mr. Pravash Bhattacharya
Md. Ejaz Akhtar
.....for the State.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the sister-in-law of the alleged victim. She stays at Delhi. The marriage between the couple took place about seven months ago. After some time, the wife left the matrimonial home on her own accord. All and sundry in the in-law's house have been arraigned as accused. The stridhan articles have already been returned.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He submits that the principal allegation is that after some time of marriage, the wife was driven out. Later on, the husband came from Pune to his in-law's place at Howrah and demanded Rs. 5 lakhs more.

It does not appear that there is any statement of any neighbour present in the case diary. There is no injury report either.

Considering the above and the other materials available in the case diary, I do not think that custodial interrogation of the petitioner is required in this case and I am inclined to grant anticipatory bail to the petitioner.

In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer 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 BNSS, 2023 and on further condition that the petitioner shall cooperate with investigation and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)