25.11.2026
Item No.124
Ct.No.35
dc.
Allowed

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (A) 4062 of 2026

In Re : An Application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 corresponding to Section 438 of the Code of Criminal Procedure, 1973 filed in connection with Mangalkote Police Station Case No. 203 of 2026 dated 06.06.2026 under Sections 448/427/435/384/379/506/34/436 of the Indian Penal Code, 1860.

And

In Re : **Munshi Haidar Ali and others**

... Petitioners.

Mr. Arka Kumar Nag,
Mr. Soham De Dhara,
Mr. Kaushik Bandopadhyay

... For the Petitioners.

Mr. Aditya Tiwary,
Mr. Ranojoy Chatterjee,
Ms. Pritha Sinha

... For the State.

Learned advocate appearing for the petitioners submits that petitioners have been foisted with the present criminal case pursuant to change in administration.

Learned advocate appearing for the State, on the other hand, opposes the prayer for anticipatory bail and submits that in respect of similar other incident at the relevant point of time, petitioners are having similar incidents and criminal cases.

State has produced case diary, Memo of Evidence along with report. I have taken into account the overall materials and I find that the incident complained of is of the year 2021. Having regard to the fact that more than five years have passed in respect of a incident wherein case was

registered after five years in the year 2026, I am of the opinion that although investigating agency would unearth the truth, but custodial detention of the present petitioners in connection with the instant case is unwarranted. As such, the prayer for anticipatory bail of the petitioners is **allowed**.

Accordingly, in the event of arrest, the petitioners viz., 1. **Munshi Haidar Ali**, 2. **Lalu Mondal**, 3. **Abir Hossain Mondal**, 4. **Siddik Ullah Mondal**, 5. **Mafijur Rahaman Mondal**, 6. **Jalil Mandal**, 7. **Golam Kuddus Mandal** and 8. **Sk. Abdul Alim** shall be released on bail to the satisfaction of the Arresting Officer on such terms and conditions as he deems fit and proper 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 Bharatiya Nagarik Suraksha Sanhita, 2023.

As the investigation of the case is still in progress, the petitioners shall meet the Investigating Officer of the case once in a week till the report in final form is submitted before the jurisdictional court.

Memo of Evidence and report submitted by the learned advocate appearing for the State be kept with the record.

The application for anticipatory bail, being CRM (A) 4062 of 2026, is, thus, 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.)