23.11.2026
Court No.35.
D/L.150.
Rakib
(Allowed)

CRM (A) 4039 of 2026

In Re: An Application for Anticipatory Bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Haldia Women Police Station case no. 93 of 2026 dated 03.09.2026 under Sections 69/316(2)/318(4)/115(2)/351(3) of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of : Zakir Hussain

.....Petitioner.

Ms. Devi Priya Mitra
.....for the Petitioner.

Mr. Parmanand Sharma
Mr. Indradeep Das
Ms. Tanusree Kar
.....for the State.

Learned advocate appearing for the petitioner submits that petitioner is an employer who has been foisted with the present criminal case because it was detected a sum of Rs.5,00,000/- being defalcated.

Learned advocate appearing for the State opposes the prayer for anticipatory bail and submits that the nature of business run by the petitioner would reflect that petitioner had dominance and has misused the employee.

Case Diary has been produced, I have taken into account the statement of the lady. I find that the victim lady knew the present petitioner from the year 2015. Having considered the time period of acquaintance and the nature of the charges brought against the present petitioner, I am of the opinion that custodial detention of the present petitioner may not be warranted. As such, prayer for anticipatory bail of the petitioner namely, **Zakir Hussain** 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.

As the investigation of the case is in progress, petitioner shall meet with the investigating officer of the case once in a week till the report in final form is submitted before the jurisdictional Court.

Accordingly, CRM (A) 4039 of 2026 is **allowed.**

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.

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

Affidavit-of-service filed by the petitioner be kept with the record.

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.)