09.11.2026
Sl. No.67
Ct. 07
NB

C.R.M. (A) 3902 of 2026

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Taherpur PS Case No.573/2026 dated 07.10.2026 under Sections 316(5)/318(4))/336(3)/61(2)/3(5) of the BNS, 2023.

And

In the matter of: Rajib Biswas

… petitioner

Mr. Shibaji Kr. Das.
…for the petitioner.

Mr. Amal Kr. Datta,
Mr. Anirban Kumar Banerjee.
…for the State.

1. Mr. Das, learned advocate representing the petitioner, submits that the offences are triable by the Magistrate and that a notice under Section 35(3) of the BNSS has been served upon the petitioner. He further submits that the petitioner shall cooperate with the Investigating Officer and that custodial interrogation of the petitioner is not necessary.
2. Mr. Datta, learned advocate representing the State, produces the Case Diary and opposes the prayer for anticipatory bail of the petitioner on the basis of the materials available therein.
3. Heard the learned advocates appearing on behalf of the respective parties.
4. Perused the case diary and other materials on record.

5. The case is based on documentary evidence, and a notice under Section 35(3) of the BNSS has been issued to the petitioner.
6. Considering all these aspects and the other materials available in the Case Diary, I am of the view that the benefit under Section 482 of the BNSS can be extended in favour of the petitioner, and I am inclined to grant anticipatory bail to the petitioner.
7. Accordingly, in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.20,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of Arresting Officer and subject to the conditions as laid down under Section 438 of the Code of Criminal Procedure, corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita and on further condition that the petitioner shall cooperate with the investigation and shall meet the Investigating Officer once a fortnight till submission of charge sheet and shall not threaten or intimidate witnesses or tamper with evidence in any manner whatsoever.
8. The application for anticipatory bail is, thus, disposed of.
9. Urgent photostat certified copies of this order may be delivered to the learned Advocates for the parties, if applied for, upon compliance of all formalities.

(Partha Sarathi Chatterjee, J.)