25.11.2026
Item No.126
Ct.No.35
dc.
Allowed

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (A) 4064 of 2026

In Re : An Application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Sutahata Police Station Case No. 291 of 2026 dated 12.08.2026 under Sections 109/74/117(2)/126(2)/ 329(3)/351(2)/3(5) of the Bharatiya Nyaya Sanhita, 2023 (G.R. Case No. 1746/2026).

And

In Re : **Sandip Kumar Das @ Sandip Kr. Das**
... Petitioner.

Mr. Navanil De,
Mr. Subhrajit Dey
... For the Petitioner.

Mr. Madan Mohan Roy,
Mr. Supreem Naskar
... For the State.

Ms. Monami Mukherjee
... For the *de facto* complainant.

Learned advocate appearing for the petitioner submits that there was a dispute over property, partition suit is pending and the petitioner has been falsely implicated in connection with the instant case.

Learned advocate appearing for the *de facto* complainant opposes the prayer for anticipatory bail and submits it is the present petitioner who went to the house, abused the wife of the injured as well as assaulted the injured with wooden stick resulting in grievous injuries.

Learned advocate appearing for the State opposes the prayer for anticipatory bail and produces the case diary.

I have taken into account the materials appearing in the case diary which include the statement of the injured as

well as the injury report. Considering the overall circumstances of the case, although the conduct of the petitioner cannot be approved, however, custodial detention of the present petitioner in connection with the instant case is unwarranted as charge-sheet has been submitted before the jurisdictional court. As such, the prayer for anticipatory bail of the petitioner is **allowed**.

Accordingly, in the event of arrest, the petitioner viz., **Sandip Kumar Das @ Sandip Kr. Das** 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.

The petitioner shall stay outside the jurisdiction of Sutahata Police Station till the said condition is modified by the jurisdictional court.

As the charge-sheet has already been submitted before the jurisdictional court, this order of anticipatory bail will remain in force for a period of four weeks from date.

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

The application for anticipatory bail, being CRM (A) 4064 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.)