

30.03.2026
Sl. No.09
Ct. 28
NB

C.R.M (A) 4405 of 2025

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 Chanchal PS Case No.1377/2023 dated 12.10.2023 under Sections 302/201/34 of the Indian Penal Code.

And

In the matter of: Utpal Mandal @ Rabindra Nath Das @ Rabindra Nath Mandal
... petitioner

Mr. Anamitra Banerjee,
Mr. Musharraf Alam Sk.,
Mr. Sartaraj Nawaj.
...for the petitioner.

Mr. Anand Keshari,
Mr. Raju Mondal.
...for the State.

Report filed on behalf of the State is taken on record.

Learned counsel appearing on behalf of the petitioner submits as follows. The petitioner is the alleged paramour of the wife of the victim. It is alleged that the two had an illicit affair some time ago. However, the prime allegation is against the wife of the victim, that she had tortured the victim, which led to his suicide.

Learned counsel appearing on behalf of the State relies on the case diary and opposes the prayer for anticipatory bail. He submits that the injuries apparent on the dead body were caused by hanging. He also relies on the subsequent statement of the postmortem doctor recorded before the learned Magistrate. Charge sheet has been submitted.

Considering the above, the other materials available in the case diary, the alleged role ascribed to the present petitioner and

the fact that charge sheet has already been submitted, I am inclined to grant anticipatory bail to the present petitioner.

Accordingly, 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 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 not threaten or intimidate witnesses or tamper with evidence in any manner whatsoever and shall surrender before the learned jurisdictional Court and pray for bail within four weeks from this date and shall regularly attend the jurisdictional Court.

The application for anticipatory bail is, thus, disposed of.

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.

(Jay Sengupta, J.)