

21.01.2026
Court No.28
Item No.65
tbsr
Allowed

CRM (A) 4338 of 2025

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Baishnabnagar** P.S. Case No.**262 of 2025** dated **11.03.2025** under Sections **126(2)/115(2)/117(2)/109/3(5)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: Fultara Bibi

....Petitioner.

Md. Wasim Akram

....for the petitioner

Ms. Sayanti Santra

Mr. Santanu Talukdar

....for the State

Learned counsel appearing on behalf of the petitioner submits that the petitioner is not the principal accused. Her husband and her son are the two principal accused.

Learned counsel appearing on behalf of the State opposes the prayer for anticipatory bail. He refers to the statements of witnesses and the injury report. He submits that a thumb of the victim had to be amputated. Charge sheet has already been submitted.

Considering the above, the other materials available in the case diary, the alleged role ascribed to the present petitioner, the fact that the principal accused who had given the fatal blows where the husband and the son of the present petitioner and the fact that the petitioner is a female member of the household, I am inclined to grant anticipatory bail to the petitioner.

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 the Arresting Officer 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 BNSS, 2023 and on further condition that the petitioner shall surrender before the learned jurisdictional Court within four weeks from this date and pray for bail and shall attend the jurisdictional Court regularly and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order may be supplied to the parties expeditiously, if applied for.

(Jay Sengupta, J.)