

AD 12
March 16, 2026
Ct. 6
SG

IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction

CRM(A) 149 of 2026

Allowed

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kuchlibari P.S. Case No.158 of 2025 dated 14.12.2025 under Sections 221/303(2)/317(2)/317(4)/3(5) of the BNS, 2023.

And

In the matter of: *Ayub Ali @ Aiup Haq and others*
... petitioners

Mr. H.S. Podder

... for the petitioners

Mr. Nilay Chakraborty

Mr. Dhiman Sil

... for the State

Learned counsel for the petitioners submits that the petitioners have been falsely implicated in this case. The cattle in question were seized from a household.

Learned counsel for the State opposes the prayer for anticipatory bail and submits that there are several criminal antecedents of the present petitioners. While the petitioner Nos.3 and 4 are the mastermind, the cattle were seized from the house of the petitioner No.1.

It appears that the present case was started suo motu and the cattle were recovered from the house of one of the accused.

Considering the above and the other materials available in the case diary, I do not think that custodial interrogation

of the petitioners is required in this case and I am inclined to grant anticipatory bail to the petitioners.

In the event of arrest, the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) each 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 the further conditions that the petitioners shall cooperate with the investigation, shall meet the investigating officer once a week till submission of report in final form and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of requisite formalities.

(Jay Sengupta, J.)