08.10.2026
Court No.7
Item No.13
AP

HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI

CRM (A) 662 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 corresponding to Section 438 of the Code of Criminal Procedure, 1973 in connection with **Mainaguri** Police Station Case No.**308 of 2026** dated **02.06.2026** under Sections **137(2)/140(3)** of the Bharatiya Nyaya Sanhita, 2023.

And

In the matter of: **Raj Roy**

…. Petitioner.

Ms. Srishti Sarker

…for the Petitioner.

Mr. Avrojyoti Das, APP
Mr. Raj Kumar Mitra
Ms. Baishali Chakrabarty

…for the State.

1. The application for anticipatory bail is canvassed on the ground that there is no evidence that the petitioner took the victim to Guwahati and that the petitioner is only 21 years of age.

2. This Court has considered the Case Diary and the statement of the victim under Section 164 of the Criminal Procedure Code. The victim has admitted that the petitioner is her boyfriend. The petitioner called her while she was going for tuition. She appears to have put on LTI on the statement under Section 164 of the Criminal Procedure Code.

3. In light of the above and having regard to the fact that the petitioner has cooperated in the investigation and has attended

the investigating officer on 3rd September, 2026, this Court is inclined to grant anticipatory bail to the petitioner.

4. In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.20,000/- with two sureties of Rs.10,000/- each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Jalpaiguri and on further condition that the petitioner shall meet the Investigating Officer as and when summoned until completion of the investigation and on further condition that the petitioner shall not leave the jurisdiction of the Mainaguri Police Station without prior permission of the Officer-in-Charge of the Mainaguri Police Station and shall furnish his current address and contact number to him and on further condition that the petitioner shall surrender his passport, if any, before the Investigating Officer and on further condition that the petitioner shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

5. In the event the petitioner fails to comply with the aforesaid conditions as enshrined hereinabove, the bail of the petitioner shall automatically stand cancelled without any further reference to this Court.

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

(Rajasekhar Mantha, J.)