

13.01.2026

Item No.8

Ct.No.3

dc.

Allowed

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

C.R.M. (A) 853 of 2025

In Re : An Application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Boxirhat Police Station Case No. 394 of 2025 dated 22.09.2025 under Sections 329(4)/79/64/62/115(2)/351(2)(3)/3(5) of the Bharatiya Nyaya Sanhita, 2023.

And

In Re : **Prashanta Barman**

... Petitioner.

Mr. Hillol Saha Podder

... For the Petitioner.

Mr. A. S. Chakraborty, APP,
Mr. Subhasish Misra

... For the State.

Supplementary affidavit filed on behalf of the petitioner be kept with the record.

Petitioner contends that there is case and counter-case. Learned advocate appearing for the petitioner submits that the petitioner is innocent of the charges and is being roped in connection with the instant case on the basis of false and frivolous accusations.

Learned advocate appearing for the State has produced the case diary,

I have considered the case diary including the statement of the victim recorded under Section 183 of the BNSS. Having regard to the subject-matter involved in both the case and counter-case and there is relationship between

the two families, I am of the view that custodial detention of the present petitioner may not be warranted in the facts and circumstances of the case. As such, the prayer for anticipatory bail of the petitioner is **allowed**.

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 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 Bharatiya Nagarik Suraksha Sanhita, 2023.

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 eight weeks from date.

The application for anticipatory bail, being CRM(A) 853 of 2025, 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 given to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)