16.11.2026
Item no. 32.
Court No.7.
AB
(Allowed)

Calcutta High Court
In the Circuit Bench at Jalpaiguri

CRM (A) 785 of 2026

In Re: An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure, 1973/Under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Sitai Police Station Case No.206 of 2026 Dated 25.08.2026 under Sections 329(4)/74/117(2)/118(1)/109/3(5) of the B.N.S. 2023

And

In the matter of : Pabir Kumar Das
@ Prabir Kumar Das & Anr.
.....Petitioners.

Mr. Debayan Goswami
Ms. Debadrita Maitra .....for the Petitioners.

Mr. Avrojyoti Das, ld. APP
Mr. Urgen Lama,
Ms. Rajyashree Ghosh .....for the State.

1. The petitioners say that they have been falsely implicated. The petitioner no.1 is a school teacher and the petitioner no.2 runs a small business. They led a protest against the present complainant and her father running illicit liquor and drug business. They lodged a police complaint in this regard on August 25, 2026. On the same date, the present complainant lodged the false complaint against the petitioners at a later point of time. There is no chance of the petitioners absconding and they are willing to cooperate with the Investigating Officer fully. They pray for anticipatory bail.

2. Learned State Counsel opposes the prayer. She shows from the case diary the relevant material including the

injury reports pertaining to the two alleged victims. She says that the petitioners are absconding and, therefore, no leniency should be shown to them.

3. I have considered the facts and circumstances of the case including the nature of charges. The injury reports do not disclose any grievous or serious injury alleged to have been suffered by the victims. The State could not produce any notice requiring the petitioners to report to the Investigating Officer.

4. On an overall consideration of the material on record, I am of the view that immediate custodial interrogation of the petitioners may not be necessary so long as they fully cooperate with the Investigating Officer.

5. Accordingly, in the event of arrest, the petitioners, namely **Pabir Kumar Das @ Prabir Kumar Das** and **Sanathan Das @ Sonatan Das** shall be released on bail upon furnishing a bond of Rs.10,000/-each, with two sureties of like amount each, one of whom must be local, to the satisfaction of the arresting officer and shall abide by the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 until further orders and on further condition that the petitioners shall report to the Investigating Officer within three days from date and as and when called for, until further orders.

6. In case the petitioners fail to adhere to any of the conditions mentioned in Section 438(2) of the Code of

Criminal Procedure, 1973/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023, the learned Court below shall be entitled to cancel the anticipatory bail without further reference to this Court.

7. CRM (A) 785 of 2026 stands disposed of.

8. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Arijit Banerjee, J.)