20.11.2026
Item no. 23.
Court No.7.
AB
(Allowed)

Calcutta High Court
In the Circuit Bench at Jalpaiguri

CRM (A) 803 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 Pradhan Nagar P. S. Case No.622 of 2026 Dated 26.08.2026 under Sections 318(4)/336(3)/338/61(2) of the B. N. S. 2023

And

In the matter of : Prakash Sharma & Ors.

.....Petitioners.

Mr. Abhilash Mittal
Mr. Chand Shil,
Mr. Rouymadip Saha .....for the Petitioners.

Mr. Avrojyoti Das, ld. APP
Mr. Sanjay Majumdar
Mr. Mayank Bhandari .....for the State.

1. The petitioners say that the prime accused in the matter i.e. Bajrang Lal Agarwal has been granted bail by a Coordinate Bench by an order dated September 10, 2026, passed in CRM (M) 332 of 2026. While granting bail the Bench observed that the allegations are based on documents and the allegations are mostly civil in nature. The petitioners pray for anticipatory bail.

2. The allegations are of cheating and forging valuable documents. The petitioners say that the property concerned was purchased by them only in 2017. They had nothing to do with the property or any related document when the alleged crime was committed. Hence,

their custodial interrogation will not be necessary at all. They pray for anticipatory bail.

3. Learned State Advocate shows me the material in the case diary. He fairly admits that a Coordinate Bench has already held that the disputes are largely civil in nature.

4. I am also of the same opinion. The allegations are based on documents. Immediate custodial interrogation of the petitioners may not be necessary so long as they cooperate with the Investigating Officer.

5. Accordingly, in the event of arrest, the petitioners, namely **Prakash Sharma, Sunita Devi Sharma, Radha Pradhan** 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 petitioner no.1 shall report to the Investigating Officer within three days from date and as and when called for, until further orders and the petitioner nos.2 and 3 shall cooperate with the Investigating Officer.

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) 803 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.)