

02.09.2026

Item No.8
Ct.No.35
dc.

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION

C.R.M. (M) 2086 of 2026

In Re : An Application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Baruipur Police Station Case No. 1388 of 2026 dated 12.07.2026 under Sections 103(2)/115(2)/117(4)/121(1)/121(2)/132/189(2)/190/191(2)/192/196/299/324(2)/324(6)/329(3)/351/353(1)(c)/353(2)/55/61(2) of the Bharatiya Nyaya Sanhita, 2023 and under Section 3 of the Preventive of Damage to Public Property Act, 1984 and under Sections 150/151/153/174 of Railway Act, 1989 and under Section 09 of the Maintenance of Public Order Act (G.R. Case No. 5629 of 2026).

And

In Re : **Md. Lahek Ali @ Lahek Ali**

... Petitioner.

Mr. Bikash Ranjan Bhattacharya, Sr. Adv.,
Mr. Kaushik Gupta,
Mr. Uday Sankar Chattopadhyay,
Mr. Samim Ahmed,
Mr. Sabyasachi Chatterjee,
Mr. Sayan Banerjee,
Mr. Akashdeep Mukherjee,
Ms. Ayasha Najrin,
Ms. Rajashree Tah,
Ms. Aishwarya Dutta,
Ms. Trisha Rakshit,
Ms. Tusi Naskar,
Mr. Subhajit Saha

... For the Petitioner.

Mr. Kallol Mondal, Ld. PP,
Mr. Rajendra Banerjee, Ld. APP,
Mr. Krishnendu Bhattacharya, Ld. APP,
Mr. Aditya Tiwari,
Ms. Reshmi Singha Roy,
Mr. P. Karan Singh,
Mr. Rajesh Kumar Shah

... For the State.

Petitioner was arrested in connection with the instant case on 12.07.2026. It has been alleged against the petitioner that he has provoked and incited group of persons

who were involved in offences under Section 103(2) of the BNS.

State is directed to produce the Pendrive in respect of speeches which have provoked or incited the mob.

There are similar other cases in number so far as the present petitioner is concerned. However, the petitioner is in custody for about 50 days.

Mr. Bhattacharya, learned senior advocate appearing for the petitioner submits that the mother of the present petitioner viz. one Najiman Bibi is surviving on ventilation support. To that effect, a document of HHP Hospital Pvt. Ltd. has been handed over to this Court. Let the original document be handed over to Mr. Mondal, learned Public Prosecutor, appearing for the State for further clarification.

In view of the mother of the petitioner being ill and the State prays for an accommodation for providing the Pendrive which incorporates the allegedly provocative and/or inciting speech of the petitioner, I am inclined to grant **interim bail** to the present petitioner till 10.09.2026.

Accordingly, the petitioner viz., **Md. Lahek Ali @ Lahek Ali** shall be released on interim bail upon furnishing 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 Additional Chief Judicial Magistrate, Baruiapur.

The petitioner, during the period on interim bail, shall not leave the jurisdiction of the Superintendent of Police, Baruiapur Police District and shall also make himself

available before the Inspector-in-Charge, Baruipur Police Station as and when called for.

Photostat copy of the medical document submitted on behalf of the petitioner be kept with the record.

Let this bail application be listed along with CRM(A) 2361 of 2026, CRM(A) 2362 of 2026, CRM(A) 2369 of 2026 and CRM(A) 2486 of 2026 on 09.09.2026 under the same heading.

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 supplied to the parties upon compliance with all requisite formalities.

(Tirthankar Ghosh, J.)