

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI

09.07.2026
Ct No.5
Item No.28
S.K.

CRM (A) 462 of 2026

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

And

In Re: **Mijanur Hak @ Haque & Ors.**

..... Petitioners

Mr. Sudip Guha
Ms. Sayantani Das
Ms. Ankita Nag

....For the Petitioners

Ms. Ruchika Agarwala
Mr. MayaNK Bhandari

.....For the State

1. Prayer of petitioner no. 4 is not pressed. Hence, the anticipatory bail of petitioner no. 4 is dismissed “as not pressed”.
2. Since the petitioners no. 1,2 and 3 have directly approached this Court with their for anticipatory bail which appears to be in contradiction of the direction of the Hon’ble Supreme Court made in the case of **Mohammed Rasal C and Another Vs. State of Kerala and another reported in 2025 SCC Online SC 2728**, this Court is inclined to relegate the petitioners to the learned Sessions Court.

3. The petitioners are granted liberty to file the anticipatory bail prayer before the learned Sessions Judge afresh.
4. The present application for anticipatory bail by the petitioners is treated to be withdrawn.
5. Till the time the application for anticipatory bail of the petitioners is disposed of by the learned Sessions Judge. There shall not be any coercive steps taken against the present petitioners' no. 1, 2 and 3.

(Rai Chattopadhyay, J.)