

16.12.2025
Court No.01
Item No.32
Avijit Mitra

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

CRM (A) 875 of 2025

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

In Re: Bishakha Sarkar & anr.

-Petitioners

Ms. Srishti Sarker
...for the Petitioners
Mr. Tapan Bhattacharjee,
Mr. Chattu Roy
...for the State

Apprehending arrest in connection with Dhupguri Police
Station Case No.386 of 2025 dated 20.10.2025 under Sections
126(2)/118(2)/117(2)/109(1)/74/3(5) of the Bharatiya Nyaya
Sanhita, 2023, the present application has been preferred.

Ms. Sarker, learned advocate appearing for the petitioners
submits that the petitioners are lady members of the family.
They have been falsely implicated in the alleged incident. No
specific overt act has been attributed to the petitioners and there
is also no possibility that they would flee from justice. In view
thereof, their custodial interrogation may not be necessary.

Mr. Bhattacharjee, learned advocate appearing for the
State has drawn the attention of this Court to the contents of
the complaint and the statement of the witnesses as well as the
injury report.

Having heard the learned advocates and considering the
injury reports, the nature of accusations and the extent of

complicity of the petitioners in the alleged offence, I am of the opinion that their custodial interrogation is not necessary moreso when *prima facie*, that there is no possibility that they would flee from justice.

Accordingly, I direct that in the event of arrest the petitioners, namely, **Bishakha Sarkar and Parbati Sarkar** 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 subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita with a further condition that the petitioners shall cooperate with the investigating officer till the investigation is complete.

The application for anticipatory bail, being CRM (A) 875 of 2025, is disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Tapabrata Chakraborty, J.)