

SAMPLE TEMPLATE — STATE VARIATION MAY APPLY

Application for Anticipatory Bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 [Section 438 CrPC]

IN THE COURT OF [SESSIONS JUDGE / HIGH COURT] AT [PLACE]

CrI. Misc. No. [TO BE FILLED] of [YEAR]

IN THE MATTER OF:

[APPLICANT NAME]

aged [AGE], son/daughter of [PARENT NAME]

resident of [ADDRESS]

... Applicant

Versus

State of [STATE] / [COMPLAINANT NAME]

Through [Public Prosecutor / Counsel]

... Respondent(s)

APPLICATION UNDER SECTION 482 OF THE BHARATIYA NAGARIK SURAKSHA SANHITA, 2023 FOR GRANT OF ANTICIPATORY BAIL

1. The Applicant has reasonable apprehension of arrest in connection with FIR No. [FIR NUMBER]/[YEAR] registered at [POLICE STATION], under Sections [PROVISIONS — e.g. Sections 318, 351 of the Bharatiya Nyaya Sanhita, 2023 / Sections 420, 506 IPC].

2. Facts of the case. [STATE BRIEFLY THE NATURE OF THE ALLEGATION — be factual, do not exaggerate, do not deny things in absolute terms that the police can disprove.]

3. Applicant's position.

- (a)** The Applicant is a permanent resident of [ADDRESS] and has deep roots in the community;
- (b)** The Applicant is engaged in [OCCUPATION] for the past [N] years;
- (c)** The Applicant has [NO CRIMINAL ANTECEDENTS / a clean record except for ____];
- (d)** The Applicant is willing to fully co-operate with the investigation and to attend every interrogation / appearance as directed.

4. Grounds for anticipatory bail.

- (a)** The allegations are [false / motivated / arising out of a civil dispute];
- (b)** Custodial interrogation is not necessary because [DOCUMENTS ARE WITH BANK / RECORD IS WITH THE COMPLAINANT / FACTS ARE ESTABLISHED ON RECORD];
- (c)** The Applicant is not a flight risk and is not in a position to influence witnesses or tamper with evidence;
- (d)** The Applicant's arrest will cause irreparable harm to [HEALTH / DEPENDENT FAMILY / EMPLOYMENT].

5. Undertakings. The Applicant undertakes to:

- (a) Co-operate with the investigation as and when directed;
- (b) Not leave the [State / country] without the permission of the Court;
- (c) Not tamper with evidence or influence any witness;
- (d) Furnish such surety and bail bonds as this Hon'ble Court may direct.

PRAYER

In view of the above, the Applicant prays that this Hon'ble Court be pleased to:

- (a) Direct that in the event of arrest in connection with FIR No. [NUMBER] of [POLICE STATION], the Applicant be released on bail on furnishing such bond as this Court may deem fit;
- (b) Pass such interim and ad-interim orders as may be necessary;
- (c) Pass any other order as this Hon'ble Court deems fit.

Place: [PLACE]

Date: [DATE]

[APPLICANT SIGNATURE]

Through: [ADVOCATE NAME], Advocate

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