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New Law, New Hope

Allahabad HC Says BNSS Anticipatory Bail Can Rewrite Old Rules

Sheikh Rayees • July 5, 2025

PUBLISHED REPORT

The legal winds have shifted—and the Allahabad High Court just made sure everyone felt the breeze. In a significant ruling, the Court has declared that the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) breathes new life into the anticipatory bail landscape, even for cases that predate the law. Specifically, it overrides older restrictions under Section 438(6) of the Code of Criminal Procedure (CrPC), which barred anticipatory bail in severe cases—those punishable...

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