

IN THE COURT OF SESSIONS JUDGE, MALDA.

**Present : Shri Subhankar Sen,
Ld. Sessions Judge, Malda.**

Criminal Misc. Case No. 1487 of 2026

Order No. 03 dated 24-07-2026

The application, praying for bail, under Section **482 of the BNSS**, submitted on behalf of the petitioner, namely **Utpal Sarkar**, who apprehend arrest, in connection with **English Bazar P.S. Case No. 570/2026 dated 16.04.2026 under Sections 126(2)/74/76 of the BNS**, is taken up for hearing along with LCR and CD.

At the outset, Ld. Defence Counsel mentioned that no other bail application in respect of the petitioner has been preferred or pending or rejected before any higher authority concerned.

The anticipatory bail prayer is moved by the learned Advocate on behalf of the petitioner. Ld. Advocate for the petitioner submits that the petitioner has been falsely implicated in this case. The petitioner is in no way involved with the alleged offence. Therefore, Ld. Advocate for the petitioner prays for bail on any condition this court may deem fit and proper.

Learned P.P., on the other hand raised objection against the bail prayer and he submitted that this accused-petitioner is not a registered doctor and the allegation against him is serious in nature.

Considered the submissions of both sides.

Perused the materials on record and CD.

Having heard the submissions of both sides, as aforesaid, and perusing the materials in LCR and other documents placed before me, it appears that the accused-petitioner is named in the FIR and there has been allegation against him with regard to molestation of the daughter of the defacto complainant while visiting the chamber of this accused-petitioner who is claimed to be a 'Unani Medicine Certificate' holder. After going through the CD, statement of the victim and her mother, it appears that the allegation is duly substantiates. Considering the aforesaid facts, the prayer for anticipatory bail of this accused-petitioner stands **refused**.

Return the L.C.R. and C.D. at once.

Thus, the Criminal Misc. Case is hereby disposed of.

Dictated & corrected by me

Sessions Judge, Malda.

Sessions Judge, Malda.