

In the Court of the Ld. Sessions Judge, South 24-Parganas, Alipore

Criminal Misc. Case No.2723 of 2026

Present : Sri Anuruddha Maity (WB00844), Sessions Judge-in-charge, Alipore

Order No.02, dated 21.07.2026

An application under section 482 of BNSS, 2023 (438 of the Cr.P.C.) is filed by the petitioners/accused persons namely, **1. Akash Naskar, 2. Sudeep Kundu, and 3. Rohit Paswan** who apprehend arrest in connection with **Tollygunge P.S. Case No. 166 of 2026 dated 15.06.2026 under sections 189/190/191(2)/191(3)/305/329/324(4) and 351(2) of the Bharatiya Nyaya Sanhita, 2023** is taken up for hearing.

Learned Advocate for the petitioners/accused persons submits that no such application u/s 482 of BNSS, 2023 (438 of the Cr.P.C.) is either rejected or pending before this court or any court nor any such petition is rejected prior to this application.

Ld. Advocate on behalf of the accused/petitioners submits that the present accused/petitioners is absolutely innocent and is no way connected with the above instant case It has been further stated that they have no criminal antecedents and if they are enlarged on anticipatory bail, they would not abscond or tamper with the evidence in any manner whatsoever. As such, he prayed for anticipatory bail of the accused/petitioners.

Ld. P.P.-in-charge raised strong objection against the prayer for anticipatory bail of the accused/petitioner and submitted that there are materials in the CD against the accused /petitioners. Hence he prays for rejection of the anticipatory bail application of the accused/petitioners.

I have heard both sides at length.

I have gone through the CD.

Considering the nature of the allegations, this Court is of the view that the custodial interrogation of the accused/petitioners is not indispensable, as there is nothing in the case diary to suggest that he is likely to abscond or tamper with the evidence. **Hence, prayer for anticipatory bail u/s 482 of BNSS, 2023 (438 of the Cr.P.C.) in respect of accused/petitioners is allowed.**

The accused/petitioners in the event of arrest, shall be released on bail upon furnishing bond of **Rs.5,000/- each with two registered sureties of Rs.2,500/- each** to the satisfaction of the Arresting Officer and subject to the provisions enumerated in clause under section 482(2) of BNSS, 2023 (sec. 438(2) of the Cr.P.C.).

Thus, the CrI. Misc. Case is disposed of.

Return the C.D.

Dictated & corrected by me.
Sd/- Anuruddha Maity
Sessions Judge (i/c), Alipore

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J.O. Code WB00844