

IN THE COURT OF SESSIONS JUDGE, MALDA.

Present : Mr. Subhankar Sen.
Ld. Sessions Judge, Malda.

Criminal Misc. Case No. 1890 of 2026

Order No. 04, dated 20.08.2026

The application, praying for anticipatory bail, under Section **482** of the B.N.S.S., submitted on behalf of the accused/petitioner, viz. **Rijuan Hoque @ Rijanul Hoque**, who apprehend arrest, in connection with Harishchandrapur P.S. Case No.1091/2025 dated 11.10.2025 under Sections 64(1) of the B.N.S. which is taken up for hearing along with the L.C.R. and C.D..

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

The anticipatory bail prayer is moved by the learned lawyer on behalf of the accused/petitioner. Ld. Advocate for the accused/petitioner submits before the Court that the victim is a married lady and due to previous grudge, he has been implicated in this case with some false allegation. So, he prays for anticipatory bail on any condition this Court may deem fit and proper.

Learned P.P. Malda opposes the prayer for anticipatory bail contending that charge sheet has been submitted revealing prima facie case.

Perused the materials on C.D and other materials on record.

Having heard both sides and on careful perusal of the C.D materials it appears that there has been allegation against the accused/petitioner who is named in the FIR, with regard to causing rape upon the victim lady taking the absence of her husband at home. Charge sheet has been submitted long back. After considering the statement of the victim recorded under Section 183 of the BNSS and her medical examination report which duly corroborate the facts of the FIR coupled with the fact that the present accused/petitioner has been absconding since the inception, I am not inclined to allow his prayer for anticipatory bail. Hence, the same stands refused.

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

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

Dictated & Corrected by me,

Sessions Judge, Malda.

Sessions Judge, Malda.