

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

Criminal Misc. Case No.1838 of 2026

Present : Sri Biswarup Bandyopadhyay (WB01133), Sessions Judge, South 24-Pgs, Alipore

Order No.05, dated 16.07.2026

The application under section 482 of B.N.S.S., 2023/438 of Cr.P.C. filed by the accused/petitioners namely, **1.Madhab Chandra Sardar @ Madhab Sardar and 2.Khokon Sardar @ Khokan Chandra Sardar**, who apprehend arrest in connection with **Joynagar P.S.Case No.285/2020 under section 341/326/307/506/34 of I.P.C.** is taken up for hearing.

Learned Advocate for the accused/petitioners submits that no such application under section 482 of the B.N.S.S., 2023/438 of Cr.P.C. is either rejected or pending before this Court or any other Higher Forum prior to this application.

1. Learned Counsel for the accused/petitioners prays for bail on the ground that several other co-accused persons in this case have already been enlarged on bail including some of the accused persons who were granted bail under section 482 of B.N.S.S. by this court vide order no.03 dated 15.05.2026. He submits that the present accused/petitioner are also on similar footing. He further submits that in closure of investigation, charge sheet has been submitted in this case and, as such, custodial detention of these accused persons for the purpose of trial will serve no purpose. It is further submitted that no WPA is pending against these applicants. As such, Ld. Counsel prays for anticipatory bail of the present accused/petitioners.
2. Learned Public Prosecutor raises objection to the prayer for anticipatory bail.
3. Perused the materials in the C.D. Considered.
4. Having heard the submissions of both sides and considering the facts and circumstances of the case, including the nature of the allegations, absence of any past criminal antecedents of the accused/petitioners, and considering the fact that the accused/petitioners are not likely to abscond or tamper with evidence and also considering that the charge sheet has already been submitted in this case in 2020 and the scope of custodial detention of the accused/petitioners for the purpose of investigation is gone, I feel that, at this stage, their custodial detention will, by no means, help the progress of investigation or the case. **Hence, the prayer for anticipatory bail under Section 482 of B.N.S.S. Act, 2023, of the present accused/petitioners is allowed.**

5. In the event of arrest, the accused/petitioners shall be released on bail in the above-mentioned case upon the following conditions:
- i. The accused/petitioners shall be released on submission of bail bond of **Rs. 5,000/- each with two registered sureties of Rs.2,500/- each**, to the satisfaction of the Arresting Officer/Investigating Officer.
 - ii. The accused/petitioners shall **not directly or indirectly make any inducement, threat, or promise to any person acquainted with the facts of the case** so as to dissuade them from disclosing such facts to the Court or any police officer.
 - iii. The accused/petitioners shall **not leave the country** without prior permission of the Court.
 - iv. The accused/petitioners shall **furnish their mobile number and address** to the Investigating Officer and shall keep the same active during the course of investigation.
 - v. Violation of any of the above conditions shall entail cancellation of bail forthwith.

Thus, the Criminal Misc. Case is disposed of.

Return the C.D. & T.C.R.

Dictated & corrected by me.

Sd/- Biswarup Bandyopadhyay
Sessions Judge
South 24-Parganas

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(WB01133)