

CRIMINAL MISC. CASE NO. 385 OF 2026

CIS NO. 384 OF 2026

CNR No. WBDJ010007312026

JO CODE WB01244

Order No: 02, dt. 19.08.2026

The instant Criminal Misc. Case has been filed under Section 482 of BNSS, 2023 filed by the petitioner **Roshan Sha** seeking pre-arrest bail in connection with Pradhan Nagar P.S. Case No. 298/2026 dated 29.04.2026 u/Ss. 126(2)/118(2)/109/351(2)(3) of BNS corresponding to PTN No. 1443/2026 pending before the Ld. ACJM, Siliguri.

Today is fixed for hearing of Crl.Misc.Case.

Ld. Public Prosecutor as well as Ld. Lawyer for the accused / petitioner are present.

Both C.D. as well as LCR are produced today.

The record is taken up for hearing of Crl.Misc.Case.

At the outset the Learned Advocate for the accused / petitioner submitted that no application for anticipatory bail has earlier been rejected by the Hon'ble High Court or is pending for disposal before the Hon'ble High Court and the Ld. Advocate draws attention of this Court to the affidavit affirmed in this respect.

Ld. Lawyer for the petitioner submitted that the petitioner has been falsely implicated in the instant case. It is pointed out that the allegations are false and baseless and there is no chance of his absconsion and / or tampering of evidence in any manner. Ld. Advocate for the petitioner has prayed for pre-arrest bail on any terms and conditions.

The Learned Public Prosecutor has submitted that in the injury report the nature of injury appears to be simple.

Having heard the Ld. Advocates appearing on behalf of the parties and on perusal of the FIR and materials on record as well as in case diary and keeping in mind the nature of allegations and further considering the extent of complicity of the accused / petitioner, I find that custodial interrogation of the accused / petitioner is not required, as such I am inclined to allow the prayer for bail as made on behalf of the accused/ petitioner. Accordingly, prayer for pre-arrest bail to the accused / petitioner u/S. 482 of BNSS is considered and allowed.

In the event of arrest the accused person namely **Roshan Sha** be released on furnishing bail bond of **Rs. 5,000/- (Rupees Five Thousand) only with one surety of like amount** to the satisfaction of the arresting officer with conditions laid down in section 482(2) of the B.N.S.S. Petitioner is directed to meet the I.O. of this case once in a week till completion of investigation and / or further order, if any.

The Criminal Misc. Case is thus disposed of.

Return the LCR and C.D.

Let a copy of this order be sent to the Ld. ACJM, Siliguri and the I.O. / I.C. Pradhan Nagar P.S. for necessary compliance.

Dict. & corrected by me

Sd/-
Sessions Judge, Darjeeling

Sd/-
Sessions Judge, Darjeeling