



Present
Sri S. D. Singh
Addl. Sessions Judge
(Court No. 2)
West Tripura :: Agartala

Case No. Bail application 56 of 2026

Md. Yunus Miah.
Vs.
The State of Tripura.

29.04.2026

Today the case record is fixed for order.

Ld. Addl. PP Mr. B. Sutradhar is present for the State.

Ld. Counsel Mr. R. Mukharjee for the accused petitioner namely Md. Yunus Miah is present.

This is an application under Section 482 of BNSS, 2023 for granting anticipatory bail of the accused-petitioner namely Md. Yunus Miah in connection with PRC(WP) 516 of 2025 arising out of A.D. Nagar PS case No.20/2025 dated 17.06.2025 under Sections 126(2)/117(2)/304/109 of BNS.

At the very outset Ld. Counsel for the accused petitioner submitted that no anticipatory bail petition for the accused petitioner Yunush Miah has been rejected or pending before Hon'ble Higher forum.

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At the time of hearing Ld. Counsel Mr. R. Mukharjee submits that the accused petitioner is innocent and has been falsely implicated in the instant case.

Ld. Counsel for the accused petitioner submits that the accused petitioner is not the FIR named accused person and from the content of the FIR no prima facie case is made out against the accused petitioner under Section 126(2)/117(2)/109 of BNS.

Ld. Counsel further submits that at the time of alleged incident the accused petitioner was not present at the alleged PO for that reason the accused petitioner name was not mentioned in the FIR and after completion of investigation, IO of this case submitted charge-sheet against the present accused petitioner showing him absconder through the accused petitioner was remained present in his house throughout after registration of this case.

Ld. Counsel also submits that there is long standing monetary dispute between the present accused petitioner and the victim of this case for that reason the accused petitioner has been falsely implicated with this case by police personnel and the victim and the present accused petitioner was not aware about the registration of this case against him.

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It is also submitted by Ld. Counsel for the accused petitioner that according to the statement under Section 161 of Cr.P.C recorded by IO of this case the witness did not disclose the fact that the accused petitioner has assaulted the victim of this case in his vital part of body and the charge-sheet submitted by IO before the Court so there is no chance of hamper and temper the evidence and there is no chance to influence the prosecution witnesses.

Ld. Counsel further submits that the accused petitioner may be arrested at any time by police in connection with this case, as a specific case has been registered against him and as such Ld. Counsel prays for allowing anticipatory bail to the accused petitioner on any terms and conditions.

On the contrary, Ld. Addl. PP vehemently objected the anticipatory bail of the accused petitioner by submitting that the case is serious in nature.

Heard and considered.

I have meticulously gone through the case record and police docket.

The brief fact of the case is that on 17.06.2025 the informant namely Smt. Turnahar Begam lodged a written complaint before the O/C A. D. Nagar PS alleging inter-alia that on 17.06.2025 at about 12:23 PM where the husband

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of the complainant had been beaten dangerously and the husband of the complainant was going to his friend shop at that time Mafiruddin Miah (Kutti Miah) came retained him and prays on his face and beaten on his head with hammer. As a result his backbone was broken and falls in the drain. It is also alleged that he had taken gold chain from his neck and two gold rings from his finger. Now he was hospitalized at GB Hospital and his condition was very serious. In this regard, the complainant want justice from the authority and to register FIR against him.

It reflects from L.C.R that NBWA was issued against accused petitioner Md. Yunus Miah, S/O late Latu Miah of West Pratapghar, PS- A.D. Nagar, West Tripura vide order dated 29.10.2025 by Ld. J. M. 1st Class, Court No.2, Agartala, West Tripura and charge-sheet vide No.A.D. Nagar PS C/S No.46/2025 dated 31.10.2025 was filed with added Section 109 of BNS,2023 against absconded accused petitioner and cognizance was taken by Ld. CJM, West Tripura, Agartala and transferred to Ld. Judicial Magistrate 1st Class, Court No.8.

It also reveals that Ld. Judicial Magistrate 1st Class, Court No.8 issued proclamation warrant and after splitting up the case Ld. Magistrate committed the case to Ld. Sessions

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Judge, West Tripura, Agartala where the case has been numbered as S.T(Type-I) 27 of 2026 and pending before the Ld. Sessions judge.

Considering the nature and gravity of offence as well as submission of charge-sheet, I am inclined to grant anticipatory bail to the accused petitioner.

Hence, in the event of arrest of accused petitioner Md. Yunus Miah, he shall be released on bail on furnishing bail bond of **Rs.1,00,000/-(Rupees one lakh)** only with one surety of like amount to the satisfaction of the Ld. Judicial Magistrate 1st Class, Court No.8 with the conditions that the accused petitioner meet the IO as and when required in connection with this case for purpose of case and shall not hamper and tamper with the evidence.

Interim order, if any is disposed of accordingly.

IO is hereby at liberty to pray for cancellation of anticipatory bail in the event of non-cooperation of accused petitioner in the case, if any.

Return the L.C. Record and police docket at once along with a copy of this order.

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Supply a copy of this order to the accused petitioner through his Ld. Counsel for information.

With the above observations, the bail application stands disposed of on contest.

Make necessary entry in the relevant

TR.

As dictated