

Criminal Misc. Case No.1405 of 2026

Present: Sukumar Ray

J.O. CODE NO.WB00590.

Sessions Judge, North 24-Parganas

Order No. 04 dated 12.08.2026

1. In this criminal Misc. case under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 the accused/petitioner namely, **Jitu Yadav** who apprehends his arrest in connection with G.R no.2986 of 2026 arising out of Noapara Police Station case No.158 of 2026 dated 03.05.2026 under sections 115(2)/117(2)/351(2)/304(2)/3(5) of B.N.S and 25/27 of Arms Act has come up with a prayer for grant of anticipatory bail.

2. At the very outset, Ld. Advocate for the accused/petitioner submits that no application for bail has either been rejected by the Hon'ble High Court at Calcutta or is pending for disposal before the Hon'ble Court.

3. Ld. Advocate draws my attention to the affidavit.

4. Ld. Public prosecutor submits that there is no indication in the case diary which goes to suggest that prayer for anticipatory bail for the accused/petitioner has either been rejected by the Hon'ble High Court or is pending before the Hon'ble Court for disposal.

5. Ld. Advocate for the accused/petitioner submits that the accused person is innocent and he has been falsely implicated in this case. He further submits that nothing has been recovered from the accused person. Hence, he prays for anticipatory bail on any condition.

6. Ld. Public Prosecutor in charge Sri Prasanta Kumar Nandi opposes the anticipatory bail prayer of this accused/petitioner.

7. I have carefully perused the F.I.R, contents of the case record as well as case diary particularly the statements of the witnesses recorded under section 180 of the Bharatiya Nagarik Suraksha Sanhita.

08. Considering the materials appearing in the case diary and the role of the accused in the alleged offence, I am of the view that if the accused/petitioner be liberated on pre-arrest bail, the investigation will not be hampered.

09. Accordingly, the prayer for anticipatory bail of the accused/petitioner **Jitu Yadav** stands allowed.

10. In the event of arrest, the accused/petitioner namely **Jitu Yadav** be enlarged on bail of Rs.5,000/- with two sureties of Rs.2,500/- each of like amount, to the satisfaction of the Arresting Officer subject to the condition as enumerated in section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 with a condition that he shall appear before the jurisdictional Court and pray for regular bail within a period of four weeks from date.

11. Case diary be returned at once.

12. Let a copy of this order along with the T.C.R be sent down to the Court concerned.

13. Misc. case is disposed of.

14. Let a copy of the order be also sent to the I.O through Ld. Public Prosecutor for information.

Dictated & Corrected by me.

Sessions Judge, North 24 Parganas, Barasat

Sessions Judge,

North 24 Parganas, Barasat