

IN THE COURT OF THE ADDL. DISTRICT & SESSIONS JUDGE
(FTC), CACHAR, SILCHAR

Present: Sri K.L. Baishnab, AJS.



ORDER

Crl. Misc. Case No. 521 of 2026

Rajib Chandra Roy & Ors.v/s. State of Assam

21-08-2026

The petitioners are represented.

The case diary called for is received and perused the same.

The instant Misc. Case is registered against the petition No.126/9, u/s. 482 of BNSS, filed by the accused/petitioners Rajib Chandra Roy @ Rajib Sarkar, Sagar Das, Bobi Das and Haran Das who have been apprehending arrest in connection with Silchar P.S. Case No.731/2026, u/s. 117(2)/126(2)/296/3(5)/304(2) of BNS.

The prosecution story in brief is that on 26.07.2026, complainant Siddhartha Das lodged an ejahar before the In-charge of Malugram TOP stating inter-alia that on that day at about 4.30 p.m. when he was returning from the house of Nikunja Das, after attending Shraddha Ceremony, the accused persons intercepted him and scolded him in filthy language. When the complainant protested, he was assaulted by the accused persons and tried to kill him. It is further alleged that the accused persons snatched away Rs.10,000/- (Rupees ten thousand) only from the complainant and also snatched away his golden chain from his neck, value of which would be Rs.50,000/-

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ADDL. Sessions Judge, FTC
Cachar, Assam

(Rupees fifty thousand) only. Accordingly, Silchar P.S. Case No.731/2026 was registered and investigation commenced. Hence, the present petition for pre-arrest bail.

I have heard the learned counsel for the petitioners as well as learned Addl. P.P.

It is submitted by the learned counsel for the petitioners that allegations made in the FIR are totally false, fabricated, concocted and imaginary. It is further submitted that the incident involved only a heated exchange of words and a minor altercation, and that no offence as alleged was committed by the petitioners. It is further submitted that the FIR was lodged out of personal grudge and vengeance with the intention of harassing the petitioners and exerting undue pressure upon them. The petitioners are willing to cooperate with the investigation and undertake to abide by any conditions imposed by the Court. Accordingly, prays for granting pre-arrest bail.

addl. Sessions Judge
Cachar. Shrihar

The learned Addl. P.P. raised objection against the prayer for pre-arrest bail on the ground of nature and gravity of the allegation.

I have given due consideration to the rival submissions and perused the materials available in the case diary. It appears that the investigation has progressed substantially and the petitioners have expressed their willingness to cooperate with the investigation. At this stage, without expressing any opinion on the merits of the

case, considering the nature of the allegations, the progress of investigation and the overall facts and circumstances of the case, I am of the considered opinion that custodial detention of the petitioners is not warranted for the purpose of further investigation. Accordingly, the petitioners deserve the privilege of pre-arrest bail, subject to appropriate conditions. Accordingly, the prayer for pre-arrest bail stands allowed.

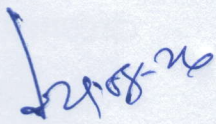
Accordingly, it is hereby directed that, in the event of arrest of the accused/petitioners namely, Rajib Chandra Roy @ Rajib Sarkar, Sagar Das, Bobi Das and Haran Das in connection with Silchar P.S. Case No.731/2026, they shall be released on bail on furnishing a bond of Rs. 30,000/- (Rupees Thirty Thousand) each with one suitable surety of the like amount, to the satisfaction of the Arresting Authority, subject to the following conditions:

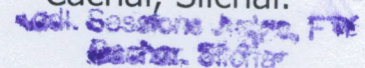
1. The petitioners shall appear before the Investigating Officer within 10 (ten) days from the date of this order and shall cooperate with the investigation.
2. The petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.
3. The petitioners shall not directly or indirectly induce, threaten or promise any person acquainted with the facts of the case.
4. The petitioners shall not tamper with the prosecution evidence or hamper the investigation in any manner.

24/8/26
addl. Sessions Judge, FTE
Gaucher, Cachar

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Instant Misc. Case stands disposed of accordingly.
Send back the C.D. to the I/O along with a copy of this
order.


Addl. Sessions Judge (FTC),
Cachar, Silchar.


Addl. Sessions Judge, FTC
Cachar, Silchar