

In the Court of the Ld. Sessions Judge, Birbhum at Suri.

Cr. Misc. Case No.650 of 2026

(CNR No. WBBB-01-001639-2026)

Present :- Smt. Sarbani Mallik Chattopadhyay (WB00664)

Sessions Judge, Birbhum (In-charge)

Order No. 04 dated 15.07.2026

The application u/s 482 of BNSS is moved by the Ld. Advocate praying for anticipatory bail of the petitioners, namely, (1) Premananda Fulmali, (2) Siben Fulmali, (3) Subarna Fulmali and (4) Subir Mondal in connection with Murarai P.S. Case No.137 of 2026 dated 16.05.2026 u/s 126(2)/ 115(2)/ 117(2)/ 118(2)/ 74/ 3(5) of BNS, giving rise to G.R. Case No.1142 of 2026 of the Court of Ld. Additional Chief Judicial Magistrate, Rampurhat, Birbhum.

An affidavit has been filed by Subir Mondal, one of the petitioners of this case stating that no such bail application under section 482 of BNSS has been filed, nor any application is rejected by any higher forum.

IO is present.

IO has submitted a report regarding mismatch in the names of the accused persons thereby confirming that the accused persons are the same and identical persons as those mentioned in the FIR.

Let the report dated 15.07.2026 submitted by the IO be tagged with the record.

Personal appearance of the IO is hereby dispensed with.

Ld. Advocate for the petitioners submits that the petitioners have been falsely implicated in this case and if the petitioners are released on bail, they will not abscond and will cooperate with the process of law. Ld. Lawyer for the petitioners further submits that the alleged sections are inserted in the FIR is an abuse of process of law. On above plea, Ld. Advocate for the petitioners prays for admission of the petitioners on anticipatory bail on any terms and conditions as the Court thinks fit and proper.

Ld. PP, Birbhum has raised objection and furnished the CD for perusal.

I have heard both sides.

Perused the C.D and also the T.C.R.

The defacto complainant lodged the complaint to the effect that on 16.04.2026 at about 09:00 P.M the accused persons surrounded them and physically assaulted them with deadly weapons causing bleeding injuries to them and thereafter, on 15.05.2026 at about 04:00 P.M accused persons entered into their house and outraged the modesty of his wife. Considering the materials on CD including statements u/s. 180 of BNSS, injury reports and other materials on record, custodial interrogation of the petitioners is required. Accordingly, prayer for anticipatory bail is **rejected**.

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Contd . . .order dt.15.07.2026

Let a copy of this order along with the T.C.R. of G.R. Case No.1142 of 2026 be sent to the Ld. Additional Chief Judicial Magistrate, Rampurhat, Birbhum for information and taking necessary action.

CD be returned.

The Cr. Misc. Case is disposed of.

Dictated & corrected by me.

Sd/- Sarbani Mallik Chattopadhyay
Sessions Judge, Birbhum.
In-charge

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