

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

Cr. Misc. Case No.651 of 2026

(CNR No. WBBB-01-001641-2026)

Present :- Shri Santanu Jha (JO Code WB00399)

Sessions Judge, Birbhum

Order No. 02 dated 01.07.2026

The application u/s 482 of BNSS is moved by the Ld. advocate praying for anticipatory bail of the petitioners, namely, (1) Nimai Das, (2) Somnath Das @ Samnat Das, (3) Rafik Sk @ Kha, (4) Rahim @ Khan @ Kha, (5) Nitai Das and (6) Lalu Das in connection with Sadaipur P.S. Case No.66 of 2026 dated 05.05.2026 u/s 329(4)/ 117(2)/ 109(1)/ 303(1)/ 324(3)/ 325(1)/ 3(5) of BNS, giving rise to G.R. Case No.676 of 2026 of the Court of Ld. Additional Chief Judicial Magistrate, Suri, Birbhum.

An affidavit has been filed by Nimai Das, 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.

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 investigation. Ld. advocate for the petitioners further submits that the alleged sections are inserted in the FIR is an abuse of process of law. He also submits that co-accused on similar footing are on bail. 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-in-charge, Birbhum has raised objection and furnished the CD for perusal.

Both sides have been heard.

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

The defacto complainant lodged the complaint to the effect that on 05.05.2026 at about 10:00 hrs. the complainant after getting information went to the place of occurrence and found that an unruly mob armed with deadly weapons attacked some local villagers and started to ransack the houses and shops of the said villagers and physically assaulted some persons with iron road and etc. It is observed from the record that co-accused are on bail. Considering the materials on CD including statements u/s. 180 of BNSS, medical report and other materials on record custodial interrogation of the petitioners is not required. Accordingly, prayer for anticipatory bail is **allowed**.

Hence, it is,

Ordered

that in the event of arrest, petitioners, namely, (1) Nimai Das, (2) Somnath Das @ Samnat Das, (3) Rafik Sk @ Kha, (4) Rahim @ Khan @ Kha, (5) Nitai Das and (6) Lalu Das, may be released on bail of Rs.5,000/- each with two sureties of Rs.2500/- each, subject to the satisfaction of the Arresting Officer of this case on condition that the

Contd . . .

Cr. Misc. Case No.651 of 2026

Contd . . .order dt.01.07.2026

petitioners shall abide by the provision as laid down in section 482(2) of BNSS with condition that the petitioners shall meet the IO once a fortnight till completion of investigation.

Let a copy of this order along with the T.C.R. of G.R. Case No.676 of 2026 be sent to the Ld. Additional Chief Judicial Magistrate, Suri, Birbhum for information and taking necessary action.

Let another copy of this order be sent to the S.P, Birbhum for information.

CD be returned.

The Cr. Misc. Case is disposed of.

Dictated & corrected by me.

Sd/- Shri Santanu Jha,
Sessions Judge, Birbhum.

Sd/- Shri Santanu Jha,
Sessions Judge, Birbhum.
JO Code WB00399