

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

Cr. Misc. Case No.701 of 2026

(CNR No. WBBB-01-001724-2026)

Present :- Shri Santanu Jha (JO Code WB00399)

Sessions Judge, Birbhum

Order No. 03 dated 09.07.2026

The application u/s 482 of BNSS is moved by the Ld. advocate praying for anticipatory bail of the petitioners, namely, (1) Utpal Mondal, (2) Tarak Mondal, (3) Narottam Pan, (4) Purnendu Mondal, (5) Ichhamay Mondal, (6) Arindam Mondal, (7) Debjit Roy and (8) Baidyanath Kabiraj in connection with Kankartala P.S. Case No.66 of 2026 dated 08.06.2026 u/s 447/147/148/149/323/307/427/379/506 of IPC, giving rise to G.R. Case No.359 of 2026 of the Court of Ld. Judicial Magistrate, Dubrajpur, Birbhum.

An affidavit has been filed by Tarak 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.

At the outset of hearing, Ld. advocate for the hearing of petitioner no.08 does not want to press the application for bail under section 482 of BNSS. Hence, prayer for anticipatory bail in respect of petitioner no.(8) Baidyanath Kabiraj stands rejected being not pressed.

The Ld. advocate for the petitioners has submitted that the allegations are made with the political motivation in order to harass the petitioners. It is submitted that the FIR is without material basis by fabricating facts and for the purpose of investigation there will be no need to detain the petitioners in custody. It is further submitted that the petitioners are permanent residents within Kankartala PS being no chance of running away and they will cooperate with the investigation, if released on bail.

Ld. PP-in-charge, Birbhum has raised objection by submitting that after the election of 2021, the accused persons being members of the winning party tortured the complainant and others. It is further submitted that there is materials in the CD from which it will appear that properties were ransacked and victims were assaulted for which it is urged that bail prayer should be rejected.

Both sides have been heard.

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

Perused the statement under section 183 of BNSS and statement of other witnesses. It is an old incident and it appears that the FIR has been lodged highlighting political rivalry in the area. However, at this stage it does not appear that arrest and detention of the petitioners will be necessary for the purpose of investigation. Accordingly, prayer for anticipatory bail is **allowed** in respect of petitioners no.01 to 07.

Contd . . .

Contd . . .order dt.09.07.2026

Hence, it is,

Ordered

that in the event of arrest, petitioners, namely, (1) Utpal Mondal, (2) Tarak Mondal, (3) Narottam Pan, (4) Purnendu Mondal, (5) Ichhamay Mondal, (6) Arindam Mondal and (7) Debjit Roy, may be released on bail of Rs.3,000/- each with one surety of like amount, subject to the satisfaction of the Arresting Officer of this case on condition that the 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 month till completion of investigation.

Let a copy of this order along with the T.C.R. of G.R. Case No.359 of 2026 be sent to the Ld. Judicial Magistrate, Dubrajpur, 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.

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Sessions Judge, Birbhum.
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