

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

Cr. Misc. Case No.908 of 2026

(CNR No. WBBB-01-002019-2026)

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 petitioner, namely, Swarup Acharya @ Swarup Kumar Acharya, in connection with Dubrajpur PS case No.200 of 2026 dated 26.06.2026 u/s 448/ 341/ 323/ 307/ 354B/ 379/ 34 of IPC, giving rise to G.R Case No.395 of 2026 of the Court of Ld. Judicial Magistrate, Dubrajpur, Birbhum.

An affidavit has been filed by Swarup Acharya @ Swarup Kumar Acharya, the petitioner himself 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.

The Ld. advocate for the petitioner has submitted that FIR is an aftermath of pre-poll violence of 2022 municipal election and the allegations are false and fabricated. Submitting that the case has been initiated in order to harass the political rivals, the Ld. advocate has pleaded for pre-arrest bail of the petitioner. It is further submitted that the petitioner will cooperate with the IO and shall not run away.

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

Both sides have been heard.

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

Having scrutinized statement of witnesses and other materials it is found that at this stage of investigation if the prayer is considered then hardly any prejudice would occur to the process of investigation. The statement of the witnesses do not suggest that immediate arrest will be necessary for the purpose of investigation. There is no supportive medical document in the CD. The accused is the permanent resident of the area and therefore, the prayer may be allowed. Accordingly, prayer for anticipatory bail is **allowed**

Hence, it is,

Ordered

that in the event of arrest, petitioner, namely, Swarup Acharya @ Swarup Kumar Acharya, may be released on bail of Rs.2,000/- with one surety of like amount, subject to the satisfaction of the Arresting Officer of this case on condition that the petitioner shall abide by the provision as laid down in section 482(2) of BNSS with condition that the petitioner shall meet the IO once a month and cooperate with the process of investigation.

Let a copy of this order along with the T.C.R. of G.R case no.395 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.

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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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