

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

Cr. Misc. Case No.920 of 2026

(CNR No. WBBB-01-002050-2026)

Present :- Shri Santanu Jha (JO Code WB00399)

Sessions Judge, Birbhum

Order No. 04 dated 10.08.2026

The application u/s 482 of BNSS is moved by the Ld. advocate praying for anticipatory bail of the petitioners, namely, (1) Babar Ali, (2) Sekh Pyar and (3) Sekh Sirajul in connection with Illambazar P.S. Case No.130 of 2026 dated 17.05.2026 u/s 448/ 379/ 427/ 325/ 316/ 34 of IPC, giving rise to G.R. Case No.572 of 2026 of the Court of Ld. Additional Chief Judicial Magistrate, Bolpur, Birbhum.

An affidavit has been filed by Babar Ali, 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.

The Ld. advocate for the petitioners has submitted that FIR is falsely lodged over fabricated allegation relating to post poll violence after 2021 general election. 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 petitioners. It is further submitted that the petitioners will cooperate with the IO and shall not run away.

Ld. PP, Birbhum has raised objection and argued that enough evidence has been collected in this case to justify the allegation and as such, the prayer should be rejected.

Both sides have been heard.

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

Having scrutinized the statement of witnesses and other materials it is found that at this stage of investigation there is material to indicate that it will not be proper to allow the prayer for bail in respect of petitioner no.01. However, in respect of other two petitioners the prayer may be allowed. Accordingly, prayer for anticipatory bail is **allowed** in respect of petitioners no.02 & 03.

Hence, it is,

Ordered

that in the event of arrest, petitioners, namely, (2) Sekh Pyar and (3) Sekh Sirajul, may be released on bail of Rs.2,000/- 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 fortnight till completion of investigation.

Prayer for anticipatory bail in respect of petitioner no.(1) Babar Ali stands rejected.

Let a copy of this order along with the T.C.R. of G.R. Case No.572 of 2026 be sent to the Ld. Additional Chief Judicial Magistrate, Bolpur, Birbhum for information and taking necessary action.

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Contd . . .order dt.10.08.2026

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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