

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

Cr. Misc. Case No.993 of 2026
(CNR No. WBBB-01-002182-2026)

Present :- Shri Santanu Jha (JO Code WB00399)
Sessions Judge, Birbhum

Order No. 02 dated 08.09.2026

The application u/s 482 of BNSS is moved by the Ld. advocate praying for anticipatory bail of the petitioners, namely, (1) Abhijit Mal and (2) Srikumar Mal in connection with Tarapith P.S. Case No.75 of 2026 dated 03.07.2026 u/s 117(2)/ 115(2)/ 351(2)/ 109/ 75/ 3(5) of BNS, giving rise to G.R. Case No.1728 of 2026 of the Court of Ld. Additional Chief Judicial Magistrate, Rampurhat, Birbhum.

An affidavit has been filed by Srikumar Mal, 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 the petitioners are innocent and they have been falsely implicated in this case. The petitioners are father and his son and nothing has happened as alleged. The Ld. advocate has therefore, prayed for bail for both the petitioners pledging to cooperate with the IO.

Ld. public prosecutor, Birbhum has raised objection.

Both sides have been heard.

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

It may be noted that the petitioner, Srikumar Mal s/o. Ratan Mal has been mentioned as Sukumar Mal s/o. Ratan Mal in the FIR and the Ld. advocate has submitted that the name mentioned in the FIR has been wrongly spelt. The discrepancy being minor is ignored.

Upon scrutiny of the injury report and the statement of the witnesses, it is found that though there is allegation under section 109 of BNS, it will not be necessary to arrest and detain the accused for investigation of this case. Accordingly, prayer for anticipatory bail is **allowed**.

Hence, it is,

Ordered

that in the event of arrest, petitioners, namely, (1) Abhijit Mal and (2) Srikumar Mal, 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 week till 31.10.2026 and once a month, thereafter, till completion of investigation.

Contd . . .

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Contd . . .order dt.08.09.2026

Let a copy of this order along with the T.C.R. of G.R. Case No.1728 of 2026 be sent to the Ld. Additional Chief Judicial Magistrate, Rampurhat, 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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