

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

Cr. Misc. Case No.1000 of 2026

(CNR No. WBBB-01-002189-2026)

Present :- Smt. Sarbani Mallik Chattopadhyay (WB00664)

Sessions Judge, Birbhum (In-charge)

**Order No. 03 dated 04.08.2026**

The application u/s 482 of BNSS is moved by the Ld. Advocate praying for anticipatory bail of the petitioners, namely, (1) Sabir Sk, (2) Asmat Sk @ Asmat Seikh, (3) Rahama Bibi @ Rahima Bibi, (4) Abdul Rahaman @ Abdul Rahaman Sekh, (5) Kurban Sk @ Korban Sk and (6) Sahagi Bibi @ Sohagi Bibi in connection with Sainthia P.S. Case No.235 of 2026 dated 30.06.2026 u/s 85/ 115(2)/ 76/ 351(2)/ 3(5) of BNS and 3/4 of D.P. Act, giving rise to G.R. Case No.1056 of 2026 of the Court of Ld. Chief Judicial Magistrate, Suri, Birbhum.

An affidavit has been filed by Sabir Sk, 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 petitioner no.01 does not want to press the application for bail under section 482 of BNSS. Hence, prayer for anticipatory bail in respect of petitioner no.(1) Sabir Sk stands rejected being not pressed.

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 co-operate with the investigation. Ld. Lawyer for the petitioners further submits that nothing has happened as alleged in the FIR. 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, Birbhum has raised objection and furnished the CD for my perusal.

I have heard both sides.

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

The defacto complainant lodged the complaint to the effect that her marriage took place with one of the accused Sabir Sk in the year 2012 - 2013 according to Muslim rites and customs and at the time of marriage her parents gifted Rs.1,00,000/-, gold ornaments & several articles to the accused persons and after marriage accused persons used to torture her physically and mentally and attempted to cause her an abortion and subsequently, on 02.12.2018 the accused persons took away her male child and drove her out along with her female child and subsequently she again returned back and accused started to further torture her physically and drove her out on 12.05.2026. It appears from the record that petitioners are relative of her husband. Considering the materials on CD including statement u/s. 180 of BNSS, medical report and other materials on record and also considering the status of the petitioners custodial interrogation of the petitioners

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no.02 to 06 is not required. Accordingly, prayer for anticipatory bail in respect of petitioners no.02 to 06 is **allowed**.

Hence, it is,

**Ordered**

that in the event of arrest, petitioners, namely, (2) Asmat Sk @ Asmat Seikh, (3) Rahama Bibi @ Rahima Bibi, (4) Abdul Rahaman @ Abdul Rahaman Sekh, (5) Kurban Sk @ Korban Sk and (6) Sahagi Bibi @ Sohagi Bibi, 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 petitioners shall abide by the provision as laid down in section 482(2) of BNSS.

Let a copy of this order along with the T.C.R. of G.R. Case No.1056 of 2026 be sent to the Ld. 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/- Sarbani Mallik Chattopadhyay  
Sessions Judge, Birbhum.  
In-charge

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Sessions Judge, Birbhum.  
In-charge