

IN THE COURT OF SESSIONS JUDGE, BANKURA

Present : Susangeet Kumar Das (WB00973),
District & Sessions Judge-in-charge, Bankura

Reg. no. Criminal Misc Application 179/2026

CNR no. WBBK01-000486-2026

Filing No. Cr. Misc 314/2026

Order No. 02

12.03.2026

The application u/s 482 of B.N.S.S. filed on behalf of the petitioners/accused, namely, 1. Hasibul Mondal and 2. Mahbul Mondal in connection with Sonamukhi P.S. Case No. 43/2026 dt. 09.02.2026 u/s 126(2)/115(2)/117(2)/109(1)/351(3)/3(5) of B.N.S. is taken up for hearing.

TCR is received. C.D. is also produced.

Heard the Ld. Lawyer for the petitioners/accused namely 1. Hasibul Mondal and 2. Mahbul Mondal.

Heard the Ld. Public Prosecutor.

Ld. Advocate for the petitioners/accused has submitted that no bail petition is pending before the Hon'ble High Court, Calcutta.

An affidavit has been filed on behalf of the petitioners/accused swearing that no application u/s 482 of the BNSS has been filed before the Hon'ble Court.

It is found upon perusal of the affidavit, duly furnished on behalf of the petitioners/accused, that no case is pending before the Hon'ble High Court in connection with the present case.

Ld. Advocate for the petitioners/accused has submitted that the petitioners/accused are innocent and have falsely been implicated in this case. It is also submitted that there is no iota of Section 109(1) of BNS against the petitioners/accused. Thus, Ld. Advocate has prayed for anticipatory bail on any terms and condition as this court may deem fit and proper.

Ld. Public Prosecutor raised objection.

The de-facto complainant who is an injured person is present before the court by filing an application supported by an affidavit stating that he has no objection, if bail is granted to the present petitioners/accused. Let the same be kept with the record.

Perused the record and C.D. Considered.

I have carefully perused the materials on CD as well as the injury report of the injured person. It prima facie appears that the nature of injury is simple and injury has not been inflicted on vital part of the body of the injured. Considering that aspect and also submission of the Complainant/ injured on dock, this court is of the view that custodial interrogation of the present petitioners are not required.

Hence,

Ordered

that prayer for anticipatory bail is allowed on condition.

In the event of arrest, petitioners/accused shall be released on bail upon furnishing a bond of Rs. 4,000/- each with two registered sureties of Rs. 2,000/- each subject to the satisfaction of Ld. ACJM, Bishnupur, on condition that after release on

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bail, they shall strictly comply with the provision u/s 482(2) of B.N.S.S. and with a condition to surrender before Ld. ACJM, Bishnupur within 15 days from the date of this order for regular bail which shall be considered by Ld. ACJM, Bishnupur u/s 480 of B.N.S.S. and on further condition that the petitioners/accused shall not disturb the peace and tranquility of the locality.

Return the C.D.

The Criminal Misc. Application is thus disposed of.

Let a copy of this order along with the TCR be sent to the Ld. ACJM, Bishnupur at once.

Dictated and corrected by me

Sd/- S. K. Das

District & Sessions Judge-in-charge,
Bankura

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