

IN THE COURT OF SESSIONS JUDGE, BANKURA

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

Reg. no. Criminal Misc Application 199/2026

CNR no. WBBK01-000540-2026

Filing No. Cr. Misc 345/2026

Order No. 02

20.03.2026

The Application u/s 482 of B.N.S.S. filed on behalf of the petitioner/accused, namely, Srimanta Shar in connection with Indas P.S. Case No. 42/2026 dt. 07.02.2026 u/s 85/316(2)/109(1) of B.N.S. is taken up for hearing.

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

Heard the Ld. Lawyer for the petitioner/accused namely Srimanta Shar.

Heard the Ld. Public Prosecutor.

Ld. Advocate for the petitioner/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 petitioner/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 petitioner/accused, that no case is pending before the Hon'ble High Court in connection with the present case.

Ld. Advocate for the petitioner/accused has submitted that the petitioner/accused is innocent and has falsely been implicated in this case. It is also submitted that marriage took place almost 16 years ago and the complainant/victim lady has illicit relationship with another person and the petitioner/accused applied before the DLSA, Purba Bardhaman for returning his wife prior to the institution of this case. 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 strong objection against the bail petition pointing out to the materials in CD and also injury report and statement of witnesses.

Perused the record and C.D. Considered.

I have carefully perused the materials in CD as well as injury report. Admittedly marriage took place 16 years back. It is alleged that after one year of the marriage the torture started. However, there is nothing in the record that previously any complaint was filed or any case has been filed against the present petitioner for such continued alleged torture. The allegation of specific assault indicate two days i.e. 13.01.2020 and also 05.02.2026. Again, there is no documents regarding assault of 13.02.2020. So far allegation dated 05.02.2026 is concerned, the allegation is stereotyped in nature. The injury report is simple. Though there is allegation of strangulation by saree/orna or attempt to murder by putting pillow on mouth but no visible mark of injury is seen on that part of the body from the medical papers or injury report.

Considering all aspects, this court is of the view that custodial interrogation of the present petitioner is not required.

Hence,

Ordered

that prayer for anticipatory bail is allowed on following conditions:

In the event of arrest, petitioner/accused shall be released on bail upon furnishing a bond of Rs. 4,000/- with two registered sureties of Rs. 2,000/- each

Contd...

IN THE COURT OF SESSIONS JUDGE, BANKURA

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

Reg. no. Criminal Misc Application 199/2026

CNR no. WBBK01-000540-2026

Filing No. Cr. Misc 345/2026

Continuing...

Order No. 02

20.03.2026

subject to the satisfaction of Ld. ACJM, Bishnupur, on condition that after release on bail, he 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 petitioner/accused shall meet the I.O. once a week till submission of report in final form.

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

Sd/- S. K. Das

District & Sessions Judge-in-charge,
Bankura