

IN THE COURT OF SESSIONS JUDGE, BANKURA

Present : Mir Rashid Ali (WB00701),
District & Sessions Judge, Bankura

Reg. no. Criminal Misc Application 450/2026

CNR no. WBBK01-001256-2026

Filing No. Cr. Misc 821/2026

Order No. 2

16.06.2026

The application u/s 482 of B.N.S.S. filed on behalf of the petitioners/accused, namely, 1.Suwendu Mukherjee, 2. Saradindu Mukherjee and 3. Chhabi Mukherjee in connection with Joypur P.S. Case No. 135/2026 dt. 18.05.2026 u/s. 329(4)/126(2)/115(2)/117(2)/76/351(3)/304(2)/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.Suwendu Mukherjee, 2. Saradindu Mukherjee and 3. Chhabi Mukherjee.

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 submitted that the dispute cropped up between the parties due to land disputes.

Is also also submitted the petitioners/accused are old aged person.

It is further submitted that except section 76/304(2) all other sections are Magistrate triable.

Thus, Ld. Advocate has prayed for anticipatory bail on any terms and condition as this court may deem fit and proper.

Ld. Public Prosecutor opposed the prayer for bail.

Perused the written complaint, formal FIR, L.C.R. and C.D. including injury report.

Considered.

Injury report as perceived is not inspiring for custodial detention of the petitioners/accused for the sake of investigation.

Justice could be substantiated if the petitioners/accused be released on bail on suitable terms and conditions.

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 bail, they shall strictly comply with the provision u/s 482(2) of B.N.S.S. and with a

Continuing....

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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. on further condition:

1. that the petitioners/accused shall cooperate with the investigation and
2. petitioners/accused shall meet the I.O. as and when called for till submission of report in final form and
3. shall not tamper the evidence or hamper the witnesses and
4. shall not threat the defacto complainant or witnesses in any manner whatsoever and
5. shall not create hindrance during investigation.

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/- Mir Rashid Ali
Sessions Judge, Bankura

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