

**IN THE COURT OF SESSIONS JUDGE, COOCH BEHAR**

**Present : Sri Nirvan Khesong,  
Sessions Judge,  
Cooch Behar.  
J.O. Code WB00662**

**Bail Petition No. 213 / 2026  
CNR No. WBCB01-000389-2026**

**Order No. 3,  
dated 07/03/2026**

In the present application, the accused petitioner namely **Rajib Roy** has filed an application under section 482 of the Bharatiya Nagarik Suraksha Sanhita for granting anticipatory bail in connection with Kuchlibari P.S. Case No. 08 / 2026 dated 22/01/2026, under sections 85, 109, 3(5) of the Bharatiya Nyaya Sanhita, corresponding to G.R. Case No. 36 of 2026.

Learned advocates for the contesting parties are present.

Case Record of the learned Trial Court and Case Diary have been produced.

So, the Bail Petition is taken up for hearing.

By swearing affidavit, it has been stated in the bail application by the accused petitioner that prior to filing of the present application, he did not file any application under section 482 of the B.N.S.S. before the Hon'ble High Court or any other superior Court, and no such application is pending or there is no rejection of such prayer by the Hon'ble Court. Learned Public Prosecutor-in-charge contends that there is no indication in the Case Diary in disputing the aforesaid facts.

Heard Ld. Advocate for the petitioner who submits that the present accused petitioner is the husband of the victim. He is innocent and over the issue of a simple incident relating to matrimonial dispute, this case has been filed implicating the present accused petitioner along with other accused persons with some false and exaggerated allegations. He further submits that other three in-laws co-accused persons are already on bail and no such incident had allegedly occurred at the behest of this accused petitioner which may attract the offence punishable under section 109 of the B.N.S. So, he prays for bail the petitioner on any condition.

Ld. Public Prosecutor-in-charge draws my attention to the injury reports of the victim, her statement recorded under section 180 of the B.N.S.S. and other materials in the Case Diary and has opposed the prayer.

Perused the Case Diary and other material on record.

On perusal of the Case Diary, especially the injury report of the victim, I find sufficient materials showing involvement of this accused petitioner in commission of the alleged crime. Moreover, investigation is still going on.

(Contd.....)

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dated 07/03/2026

Considering the injury report of the victim and the gravity of the offence, at this stage of investigation, I am not inclined to allow the prayer for bail of the petitioner under section 482 of the B.N.S.S.

Hence, prayer for anticipatory bail of the petitioner is considered and **rejected**.

Thus, the bail petition is disposed of.

Case Diary and the Case Record of the learned Trial Court be returned at once.

Dictated and corrected by me,

**Sd/-**  
Sessions Judge ,  
Cooch Behar.

**Sd/- Nirvan Khesong**  
Sessions Judge,  
Cooch Behar