

IN THE COURT OF SESSIONS JUDGE, COOCH BEHAR

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

**Bail Petition No. 233 / 2026
CNR No. WBCB01-000442-2026**

**Order No. 2,
dated 07/03/2026**

In the present application, the accused petitioners namely **1) Abhinandan Barman, 2) Ali Hossain, 3) Raju Arya @ Arajit Arya, 4) Kanai Barman, 5) Anup Shil and 6) Debajit Dey** have filed an application under section 482 of the Bharatiya Nagarik Suraksha Sanhita for granting anticipatory bail in connection with Tufanganj P.S. Case No. 95 / 2026 dated 13/02/2026, under sections 126(2), 115(2), 117(2), 118(2), 109, 351(2), 3(5) of the Bharatiya Nyaya Sanhita, corresponding to G.R. Case No. 146 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 petitioners that prior to filing of the present application, they 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 petitioners who submits that in this case the main allegation is against the petitioner No. 1 herein and there is no specific allegation against the rest accused petitioners in respect of the offences as alleged. Ld. Advocate submits that all the petitioners are innocent and over the issue of an incident relating to monetary transaction between the victim and the petitioner No. 1 herein, this case has been filed implicating all the accused petitioners with some false and fabricated allegations. Ld. Advocate further submits that no such incident had allegedly occurred at the behest of any of the accused persons which may attract the offence punishable under section 118(2) or 109 of the B.N.S. So, bail may be granted to all the petitioners on any condition.

Ld. Public Prosecutor-in-charge draws my attention to the injury report of the victim, statement of the complainant 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.

(Contd.....)

Contd. Order No. 2,
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On perusal of the Case Diary, especially the statement of the complainant and the injury report of the victim, I find sufficient materials against all the accused petitioners showing their involvement in commission of the alleged offence.

So, considering the gravity of the offence and materials in the Case Diary including injury report of the victim, I am not inclined to allow the prayer for bail of the petitioners under section 482 of the B.N.S.S.

Hence, prayer for anticipatory bail of all the petitioners 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