

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

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

**Bail Petition No. 315 / 2026**  
**CNR No. WBCB01-000557-2026**

**Order No. 2,**  
**dated 16/03/2026**

In the present application, the accused petitioners namely **1) Bappi Barman,** **2) Kshitin Barman** and **3) Nirati Barman** have filed an application under section 482 of the Bharatiya Nagarik Suraksha Sanhita for granting anticipatory bail in connection with Mathabhanga P.S. Case No. 124 / 2026 dated 22/02/2026, under sections 329(3), 115(2), 117(2), 109, 74, 351(2), 3(5) of the Bharatiya Nyaya Sanhita, corresponding to G.R. Case No. 275 of 2026.

Ld. Advocates for the contesting parties are present.

Case Record of the Ld. 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 the accused petitioners are innocent and over the issue of a simple incident this case has been filed against the 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 109 or 74 of the B.N.S. So, bail may be granted to the petitioners on any condition.

Ld. Public Prosecutor-in-charge draws my attention to the injury report of the victim, statement of the witnesses 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 injured victim, I find sufficient materials against all the petitioners showing their involvement in commission of the alleged offence. The case record shows that the accused petitioners named in the FIR as well as in the injury report of the injured victim.

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So, considering the gravity of the offence and materials in the Case Diary against the petitioners herein, I am not inclined to allow their prayer for bail 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 Ld. Trial Court be returned at once.

Dictated and corrected by me,

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

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