

IN THE COURT OF SESSIONS JUDGE, COOCH BEHAR

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

**Bail Petition No. 863 / 2026
CNR No. WBCB01-001427-2026**

**Order No. 2,
dated 06/06/2026**

In the present application, the accused / petitioner namely **Harun Al Rasid** has filed an application under section 482 of the Bharatiya Nagarik Suraksha Sanhita for granting anticipatory bail in connection with Dinhata P.S. Case No. 234 of 2026 dated 24/04/2026 under section 329(4), 117(2), 118(2), 109(1), 75, 303(2), 351(2), 3(5) of the Bharatiya Nyaya Sanhita, corresponding to G.R. Case No. 256 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 / 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 accused / petitioner who submits that in this case the main allegation is against the FIR named accused Nos. 1 and 2 who are already on bail after arrest. Present accused / petitioner is innocent and over the issue of an incident relating to political dispute, this case has been filed implicating this accused / petitioner along with other accused persons with some false allegation. He further submits that no such incident had allegedly occurred at the behest of this accused / petitioner which may attract the offence under section 118(2) or 109(1) of the B.N.S. So, he prays for bail of the present accused / petitioner on any condition.

Ld. Public Prosecutor-in-charge draws my attention to the injury report of the victim appearing at page No. 33, statements of the witnesses and other materials in the Case Diary and has opposed the prayer.

Perused the Case Diary and other material on record.

Considering the materials in the Case Diary, especially the injury report of the victim, I find sufficient materials against this accused / petitioner showing his involvement in the commission of the offence.

(Contd....)

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Considering the above, I am of the opinion that custodial interrogation of this accused / petitioner is necessary and as such, I am not inclined to grant anticipatory bail in favour of the petitioner under section 482 of the B.N.S.S.

Hence, prayer for anticipatory bail of the accused / petitioner 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