

IN THE COURT OF SESSIONS JUDGE, COOCH BEHAR

Present : **Sri Anirban Das,**
 Sessions Judge-in-charge,
 Cooch Behar.
 J.O. Code WB00691

Bail Petition No. 871 / 2026
CNR No. WBCB01-001437-2026

Order No. 2,
dated 22/06/2026

In the present application, the accused petitioner namely **Mrinmoy Saha** has filed an application under section 482 of the Bharatiya Nagarik Suraksha Sanhita for granting anticipatory bail in connection with Kotwali P.S. Case No. 464 of 2026 dated 20/05/2026 under section 329(4), 115(2), 117(2), 74, 303(2), 351(2), 3(5) of the Bharatiya Nyaya Sanhita, corresponding to G.R. Case No. 857 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. Ld. Public Prosecutor contends that there is no indication in the Case Diary in disputing the aforesaid facts.

Heard Ld. Advocate for the accused petitioners and the Ld. P.P.

Perused the case diary and the written complaint.

It appears from the written complaint that the incident as alleged took place after visit of the then candidate of West Bengal Legislative Assembly Election, 2026 and as per the written complaint, the said candidate and his PSO were hackled by some persons.

From the case diary, I find that no statement of the said candidate or his PSO was recorded till now.

It also appears that though there is an allegation of outraging modesty of the complainant-cum-victim but till date, no step was taken by the I.O. for recording her statement under section 183 of BNSS.

It also appears that the son of the complainant was also assaulted but I do not find anything in the case diary that the said son of the complainant was treated anywhere.

Considering all aspects and on perusal of the statements recorded under section 180 of BNSS, I think that the prayer for anticipatory bail of the accused petitioner can be allowed.

Hence, prayer for anticipatory bail of all the four accused petitioner is **allowed**.

In the event of arrest, the accused petitioner namely **Mrinmoy Saha** may find bail of ₹3,000/- with two registered sureties of ₹ 1,500/- each to the satisfaction of the Arresting Officer subject to fulfillment of the conditions as enumerated in Section 482 (2) of the B.N.S.S.

Thus, the bail petition is disposed of.

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

Dictated and corrected by me,

Sd/-
Sessions Judge-in-charge ,
Cooch Behar.
J.O. Code WB00691

Sd/- Anirban Das
Sessions Judge-in-charge,
Cooch Behar.
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