

IN THE COURT OF SESSIONS JUDGE, COOCH BEHAR

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

Bail Petition No. 878 / 2026
CNR No. WBCB01-001446-2026

Order No. 2,
dated 01/07/2026

In the present application, the accused / petitioner namely **Jiten Barman Roy** 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. 276 of 2026 dated 07/05/2026 under section 87 of the Bharatiya Nyaya Sanhita, corresponding to G.R. Case No. 307 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 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 the accused / petitioner is completely innocent and the allegation brought against him are out and out false. Ld. Advocate further submits that the alleged victim women has already been recovered and she made her statement before the Ld. Magistrate under section 183 of the B.N.S.S. So, bail may be granted to the accused / petitioner on any condition.

Ld. Public Prosecutor has opposed the prayer fererring to the materials available in the Case Diary. He also draws my attention to the statement of the alleged victim recorded under section 183 of the B.N.S.S. found in the Case Record.

Perused the Case Diary and other material on record.

Considering the materials in the Case Diary, especially the statement made by the victim lady under section 183 of the B.N.S.S, I find no material to show that this accused / petitioner had forcibly kidnapped the victim woman. Moreover, the alleged victim lady has already been recovered.

Considering the above facts and the statement made by the victim lady under section 183 of the B.N.S.S., I am of the opinion that custodial interrogation of this accused / petitioner is not necessary and as such, I am inclined to grant anticipatory bail in favour of the accused / petitioner under section 482 of the B.N.S.S.

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

(Contd.....)

Contd. Order No. 2,
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In the event of arrest, the accused / petitioner namely **Jiten Barman Roy** may find bail of ₹ 5,000/- with two registered sureties of ₹ 2,500/- 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.

In addition to this, the accused / petitioner is also directed to meet the I.O. once in a fortnight till submission of charge sheet.

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