

IN THE COURT OF SESSIONS JUDGE, COOCH BEHAR

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

**Bail Petition No. 984 / 2026
CNR No. WBCB01-001588-2026**

**Order No. 2,
dated 30/06/2026**

In the present application, the accused / petitioner namely **Rama Das** has filed an application under section 482 of the Bharatiya Nagarik Suraksha Sanhita for granting anticipatory bail in connection with Pundibari P.S. Case No. 413 of 2026 dated 02/06/2026 under section 85, 115(2), 117(2), 109, 3(5) of the Bharatiya Nyaya Sanhita, corresponding to G.R. Case No. 973 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, she 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 in this case the main allegation is against the husband of the victim who is already on bail after arrest. Present accused / petitioner is the mother-in-law of the victim. She is completely innocent and mere being mother-in-law of the victim she has been falsely implicated in this case. So, he prays for bail of the present accused / petitioner on any condition.

Ld. Public Prosecutor has opposed the prayer referring to the statement of the victim made under section 180 of the B.N.S.S. appearing at page No., 20, her medical document at page No. 27 and other materials available in the Case Diary.

Perused the Case Diary and other material on record.

Considering the materials in the Case Diary and the injury report of the victim, I find general allegation of torture against this accused / petitioner who is the mother-in-law of the de facto complainant-cum-victim. However, I find most of the serious allegation is against the husband of the principal accused person of this case.

Considering the materials in the Case Diary and since this accused / petitioner is the mother of the principal accused person, I am of the opinion that

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custodial interrogation of the present accused / petitioner is not necessary and as such, I am inclined to grant anticipatory to this accused / petitioner under section 482 of the B.N.S.S.

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

In the event of arrest, the accused / petitioner namely **Rama Das** may find bail of ₹ 4,000/- with two registered sureties of ₹ 2,000/- 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 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