

**IN THE COURT OF SESSIONS JUDGE, DAKSHIN DINAJPUR AT BALURGHAT.**

**Present : Shri Anil Kumar Kushwaha (JO Code WB00945)**

**CrI. Misc. Case No.135 of 2026**

**CNR : WBDD01-000404-2026**

**Order No.02, dt.13.03.2026 :**

This is an application u/s-482 of BNSS which has been preferred by the accused-petitioners namely-1. **Jiban Sarkar @ Jiban Krishna Sarkar**, 2. **Sushanta Sarkar** and 3. **Tapan Sarkar**, in connection with G.R. Case No.133/2026 arising out of Gangarampur P.S Case No.51/2026, dated 01.02.2026, u/s-329(3)/115(2)/117(2)/64(1)/62/303(2)/351(2)/3(5) of BNS.

The Ld. Advocate for the accused-petitioners and the Ld. P.P, both are present in Court.

Before commencing the hearing of the instant application, this Court specifically queried from the Ld. Advocate representing the accused-petitioners and the Ld. P.P, as to whether any application for bail has been disposed of earlier by any superior Court or if any such similar application is pending in any other Court having jurisdiction to adjudicate the same.

Both, the Ld. Advocate representing the accused-petitioners and the Ld. P.P replied in the negative.

The Ld. Advocate representing the accused-petitioners submits that in the instant case the accused person has been falsely implicated and he has no nexus with the alleged offence. He submits that on account of the situation as prevailing the accused may be enlarged on anticipatory bail subject to any condition that might be imposed by this Court.

The Ld. P.P opposed such prayer for enlarging the accused persons on bail. Ld. P.P shown me the relevant pages of the CD.

Heard both sides. Perused the said application, the contents of the LCR and CD.

It appears from the materials as collected by the I.O being the injury report which corroborates with the statement u/s-180 BNSS as well as FIR. The statement of the witnesses also recorded by the police as well as the other materials suggest that the allegation is grave in nature and the investigation is at very nascent stage and the involvement of the accused-petitioners cannot be ruled out at this stage.

Considering all the prayer for anticipatory bail of the accused-petitioners stands **rejected**.

CrI. Misc. Case stands disposed of.

L.C.R and C.D be returned.

Let a copy of this Order, along with the L.C.R., be sent to the Ld. A.C.J.M., Gangarampur at Buniadpur for information and necessary action.

Dictated & corrected by me.

Sessions Judge in-charge,  
ADJ, Fast Track Court  
Dakshin Dinajpur at Balurghat.

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