

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

Present : Shri Manas Basu (JO Code WB00598)

Crl. Misc. Case No.394 of 2026

CNR : WBDD01-000987-2026

Order No.02, dt.16.06.2026 :

This is an application u/s-482 of BNSS which has been preferred by the accused-petitioners namely-**1. Kalyan Das, 2. Kamalendu Das @ Kamelendu Das and 3. Kali Debnath**, in connection with G.R. Case No.777/2026 arising out of Gangarampur P.S Case No.322/2026, dated 26.05.2026, u/s-307/323/325/341/354/427/448/506/34 of the IPC, R/W Sec.25/28 Arms Act.

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.

The Ld. Advocate representing the accused-petitioners submits that in the instant case the accused persons have been falsely implicated and they have 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.

This is a case 307/323/325/341/354/427/448/506/34 of the IPC, R/W Sec.25/28 Arms Act. From the FIR it appears that the incident took place on 03-05-2021 whereas the FIR has been lodged on 25-05-2026. In the CD save and except the 180 BNSS statements of the witnesses I do not find anything against the accused-petitioners. There is no injury report regarding the offence to substantiate the offence u/s-307 of the IPC. From the CD it appears that the Superintendent of Gangarampur S.D Hospital informed the I.O in respect of the requisition of the injury report of Kanai Das and Basana Das that those patient neither admitted nor treated at the emergency ward of the hospital as on 03-05-2021.

Having regard to the same, the prayer for anticipatory bail of the accused-petitioners is **allowed**.

In the event of the arrest of the accused-petitioners namely-**1. Kalyan Das, 2. Kamalendu Das @ Kamelendu Das and 3. Kali Debnath**, be released on bail by executing bond of Rs.5,000/- each, with two sureties of Rs.2,500/- each, subject to the satisfaction of arresting officer. The accused-petitioners are further directed to comply with the provisions U/S-482(2) of BNSS.

Crl. 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

*Sessions Judge,
Dakshin Dinajpur at Balurghat.*