

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

Present : Shri Manas Basu (JO Code WB00598)

Crl. Misc. Case No.399 of 2026

CNR : WBDD01-000995-2026

Order No.02, dt.18.06.2026 :

This is an application u/s-482 of BNSS which has been preferred by the accused-petitioners namely-**1. Bishnu Roy @ Bishnu Ray, 2. Pantaru Roy @ Dwijen Ray, 3. Samir Ghosh, 4. Rabi Baskey @ Rabi Baske and 5. Shibu Mardi**, in connection with G.R. Case No.734/2026 arising out of Kushmandi P.S Case No.114/2026, dated 21.05.2026, u/s-126(2)/115(2)/117(2)/109(1)/303(2)/324(4)/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.

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. He further submits that the dispute arose over the issue of tractor riding.

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.

From the FIR it concerned that there is allegation of assault by the accused no.1 as per FIR Bishnu Roy. The allegation against the others that they also assaulted Rakesh Kirtaniya on his person with the aid of bamboo. The de-facto complainant has stated that the accused no.1 as per FIR Bishnu Roy assaulted Joy Sarkar on his head by a bamboo.

I have considered the injury reports lying in the CD.

Having considering the same, the prayer for anticipatory bail of the accused-petitioner no.**1. Bishnu Roy @ Bishnu Ray is rejected** so far the others i.e. accused-petitioners no.2-5 the prayer for anticipatory bail is **allowed**.

In the event of the arrest of the accused-petitioners no.**2. Pantaru Roy @ Dwijen Ray, 3. Samir Ghosh, 4. Rabi Baskey @ Rabi Baske and 5. Shibu Mardi**, 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.*