

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

Present : Shri Ansuman Chattopadhyay (JO Code WB00820)

Crl. Misc. Case No.388 of 2026

CNR : WBDD01-000981-2026

Order No.03, dt.24.06.2026 :

This is an application u/s-482 of BNSS which has been preferred by the accused-petitioners namely-**1. Adhir Sarkar, 2. Gouri Sarkar and 3. Chandan Sarkar**, in connection with G.R. Case No.506/2025 arising out of Banshihari P.S Case No.155/2025, dated 18.04.2025, u/s-85/108/49/3(5) of the 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 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.

Additionally, the I.O of this case has also made an application before this Court thereby citing his training as a reason of his non appearance today before this Court as per direction.

Let the said application be kept with the record.

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

It appears from the case record and the Case Diary that the instant accused-petitioners happen to be the uncle-in-law, mother-in-law and brother-in-law of the deceased victim. Charge Sheet has been submitted only for offence u/s.85/3(5) of the BNS. The principal accused being the husband of the deceased victim is already on bail.

As already mentioned above, Charge Sheet has been submitted in this case. Investigation is concluded and there is no further proceeding of tampering with the evidence.

IN THE COURT OF SESSIONS JUDGE, DAKSHIN DINAJPUR AT BALURGHAT.
Present : Shri Ansuman Chattopadhyay (JO Code WB00820)
Crl. Misc. Case No.388 of 2026
CNR : WBDD01-000981-2026

Contd. Order No.03, dt.24.06.2026 :

In such circumstances I do not find any necessity for custodial interrogation of the present accused-petitioners. As such I am inclined to allow the present prayer for anticipatory bail.

In the event of the arrest of the accused-petitioners namely- **1. Adhir Sarkar, 2. Gouri Sarkar and 3. Chandan Sarkar**, be released on bail by executing bond of Rs.6,000/- each, with two sureties of Rs.3,000/- 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 in-charge,
Dakshin Dinajpur at Balurghat.

Sessions Judge in-charge,
Dakshin Dinajpur at Balurghat.