

IN THE COURT OF THE SESSIONS JUDGE, PURBA MEDINIPUR AT TAMLUK.

Present : Shib Shankar Ghosh (JO Code WB00872)
Sessions Judge-in-charge, Purba Medinipur

Crl. Misc. Case No.144 of 2026

CNR : WBEM0100-0775-2026

G.R. Case No.2327/2025 arising out of **Tamluk P.S. Case No. 649/2025, dated 14.08.2025,**
u/S- 109/85/89/351(2)/3(5) of the B.N.S. & 3/4 D.P. Act.

Order No.04, dt. 12.03.2026 :

This is an application u/S-482 of B.N.S.S. moved by the Ld. Advocate for the accused/petitioner, namely, **Sk Rahaman** praying for anticipatory bail.

Ld. Advocate for the accused/petitioner and the Ld. P.P.-in-charge both are found present.

At the outset, learned Advocate for the accused/petitioner submits that no application for anticipatory bail has earlier been rejected by the Hon'ble Court or is pending for disposal before the Hon'ble Court. Learned Advocate draws the attention of this Court to the affidavit relating to such fact. Ld. P.P.-in-charge does not dispute the submission of his ld. counterpart.

Ld. Advocate for the accused/petitioner further submits that the accused/petitioner is the husband of the de facto complainant and he has been falsely implicated in this case. It is further submitted by him that the other co-accused persons are on bail. He also submits that the F.I.R. was lodged after 3/4 moths of the alleged incident and that the allegation made in the F.I.R. is a stereotyped allegation. He, thus, has prayed for anticipatory bail of the accused/petitioner on any condition.

Ld. P.P.-in-charge refers to the C.D and raises objection.

Heard both sides.

Perused the petition, case record and C.D. as well.

The allegations are of physical and mental torture upon the de facto complainant by the accused persons and termination of pregnancy as a consequence of such torture. As per the F.I.R., the alleged incident of torture lastly took place on 25.06.2025, but the F.I.R. was lodged after a considerable lapse of time. The medical documents do not reveal that the termination of pregnancy was due to any assault. Investigation has already progressed to a considerable extent. In such circumstances, the apprehension of the accused/petitioner and his custodial interrogation do not appear to be necessary for the purpose of further investigation. I, therefore, find no ground to refuse anticipatory bail to the accused/petitioner. Hence, the prayer for anticipatory bail of the accused/petitioner is allowed.

In the event of arrest, the accused/petitioner namely, **Sk Rahaman**, be released on bail by executing bond of **Rs. 5,000/-** with two registered sureties of **Rs. 2,500/-** each, subject to the satisfaction of arresting officer and on condition that he shall abide by the provisions as enumerated in section 482(2) of B.N.S.S. and **he shall surrender before the Court of Id. C.J.M., Purba Medinipur within two weeks from the date of passing of this order. If on bail, he shall meet the I.O. of this case once a week till submission of charge sheet, i.d., the order for bail shall automatically stand cancelled.**

Crl. Misc. Case stands disposed of.

C.D. & T.C.R be returned.

Let a copy of this Order, along with the T.C.R., be sent to the Ld. C.J.M., Purba Medinipur for information and necessary action.

Dictated & corrected by me,

Sd/-

Sessions Judge-in-Charge,
Purba Medinipur.

Sd/-

Sessions Judge-in-Charge,
Purba Medinipur.