

Criminal Misc. Case No. 42 of 2026
(CNR-WBEM-0500-0424-2026)

Present : Satyajit Maity, Addl. Sessions Judge, Haldia, Purba Medinipur.
J.O. Code No. WB00987

Order No. 02 dated 06.06.2026.

Today is fixed for hearing the bail application of the accused/petitioner, namely, (i) **Biswajit Mondal @ Akash** and (ii) **Mahadeb Mondal**, filed under Section 483 BNSS/439 Cr.P.C., in connection with Bhabanipur PS Case No. 125/2026 dt. 27.04.2026 under Sections 103(1)/238 of B.N.S., corresponding to G.R. Case No. 888/2026, pending before the Court of Ld. Additional Chief Judicial Magistrate-II, Haldia.

Learned Advocate for the accused/petitioners and the learned P.P. in-charge, are present.

The case is taken up for hearing.

It is admitted position that no bail application u/sec. 483 of BNSS/439 of Cr. P.C. has been filed before the Hon'ble High Court, Calcutta or before any superior Court on behalf of this accused/petitioner and/or pending and/or rejected by the Hon'ble Court or by any superior Court, as it appears from the averments made on affidavit.

In support of the application for bail, learned Advocate appearing for the accused/petitioners submits that these accused/petitioners have falsely been implicated in this case and they are in J/C since 02.05.2026. It is also the contention of the accused/petitioner that these accused have been arrested merely on complicity ground. It is also the contention of the ld. Advocate for the accused/petitioners that these accused/petitioners are in no way involved with the alleged incident and considering detention of the accused/petitioners, their prayer for bail may be allowed on any condition.

In his turn, learned P.P. in-charge raises objection against the prayer for bail of the accused/petitioners. Ld. P.P. In-charge produces the C.D. and submits that the investigation of the case is in progress and considering the nature of the offence, prayer for bail of the accused/petitioners should be rejected.

Heard both sides.

Perused the FIR, case diary and other materials-on-record.

This is a case under Sections 103(1)/238 of B.N.S. The offence, as alleged, is heinous in nature. From the materials in C.D., *prima facie* it appears that these accused/petitioners had involvement in the alleged offence. Investigation of the case is under progress and if at this stage, these accused/petitioners are enlarged on bail, there is every possibility of hampering of investigation. Considering the same and the nature and gravity of the offence as well as materials in C.D., I am not inclined to allow the prayer for bail of the accused/petitioners, at this stage.

Accordingly, prayer for bail of the accused/petitioners stands **rejected**.

CD be returned.

Let a copy of this order along with TCR be sent to the ld. A.C.J.M.-II, Haldia, for information and taking necessary action.

Dictated and corrected by me,

Sd/-
A.S.J., Haldia.

Sd/-
Addl. Sessions Judge, Haldia.