

**Criminal Misc. Case No. 19 of 2026**  
**(CNR-WBEM-0500-0223-2026)**

Present : Aparna Chaudhury, Addl. Sessions Judge, Haldia, Purba Medinipur.  
In-charge

Order No. 02 dated 11.03.2026

Today is fixed for hearing the bail application of the accused/petitioner, namely, Manjuma Khatun, filed under Section 483 BNSS/439 Cr.P.C., in connection with Sutahata PS Case No. 410/2025 dt. 18.12.2025 under Sections 109/115(2)/329(4)/351(2)/3(5) of BNS, corresponding to G.R. Case No. 2515/2025, pending before the Court of Ld. Additional Chief Judicial Magistrate-II, Haldia.

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

The case is taken up for hearing.

At the outset, learned Advocate for the accused/petitioner submits that no application for bail has earlier been rejected by the Hon'ble Court or is pending for disposal before the Hon'ble Court. Learned Advocate draws my attention to the affidavit relating to such fact.

Learned P.P. In-Charge submits that there is nothing in the Case Diary to indicate that the prayer for bail of the accused/petitioner has either been rejected by the Hon'ble Court or that the same is presently pending for consideration and disposal before the Hon'ble Court.

In support of the application for bail, learned Advocate appearing for the accused/petitioner submits that female accused/petitioner has been brought under arrest on 29.12.2025 and since then she is languishing behind the bar. He also submits that this case is the counterblast FIR of Misc. Case No. 98 of 2022 lodged one of the accused of this case against the husband of the de facto complainant and also other litigation. The present accused is the unmarried sister-in-law of the de facto complainant who lodged this criminal case against her mother-in-law and the present accused. In support of his contention, he has filed some photocopies of documents under the cover of list of documents. He further submits that case and counter case are pending between the parties and for the existing property dispute, to fulfill such grudge, this accused/petitioner has falsely been entangled in this case. It is also the contention of the Ld. Advocate for the accused/petitioner that the FIR allegation is concocted and motivated one. Ld. Advocate also submits that nothing is left in this case to investigate since the Charge-sheet has already been submitted. He also submits that there is no chance of absconion of this accused/petitioner as she the permanent inhabitant within the jurisdiction of this Court and as such, the prayer for bail of the accused/petitioner may be allowed on any condition.

On the other hand, learned P.P. in-charge by producing the C.D. for the consideration of this Court raises objection against the prayer for bail of the accused/petitioner. Ld. P.P. In-charge refers some pages of the C.D. for the consideration of this Court including the 183 statement of the victim, de facto complainant and injury report etc.

The de facto complainant is present by filing a petition along with vokalatnama. Ld. Advocate appearing for the de facto complainant raises objection against the prayer for bail of the accused/petitioner by submitting that the victim is minor just four years old and still traumatized.

Heard both sides.

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

Upon consideration of the submissions made by both sides, I have carefully perused the medical documents, including the USG report of the victim, as well as the statements of witnesses recorded under Sections 180 and 183 of the BNSS, in considerable detail. Although allegation of serious assault and throttling of the neck have been made in the FIR, the

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medical documents available in the case diary reveal that the victim was treated at Basulia Rural Hospital as an OPD patient. The Injury Report, appearing at page No. 49 of the CD, indicates that the nature of the injury has been marked as "bruise." There is no mention of finger impression or nail scratch mark on the neck of the victim in the injury report. No severity is found. Further, from the statement of the de facto complainant recorded by the I.O. on 27.02.2026 (page no. 73 of CD), it appears that the victim is presently fit, though follow-up treatment is continuing but in this respect there is no document in the CD or has been placed on behalf of the prosecution. Charge-sheet has already been submitted against the accused under Sections 329(4)/115(2)/109/351(2)/3(5) of the BNS, which indicates that the investigation of the case has been completed. From the documents placed on behalf of the defence, it further appears that several litigations are pending between the parties. Upon perusal of the case record, I also do not find any prayer made by the investigating authority seeking custodial trial of the accused/petitioner. The accused/petitioner has been in custody since 29.12.2025.

Considering the facts and circumstances of the case, the materials available in the case diary, and the period of detention already undergone by this female accused, I do not find any justification to detain the accused/petitioner any further as the same would not serve any useful purpose in this case.

Accordingly, I am inclined to allow the prayer for bail of the accused/petitioner.

Accordingly, accused/petitioner, namely, **Manjuma Khatun** may find bail on executing bond of Rs. 10,000/- with two regd. sureties of Rs. 5,000/- each of the like amount, subject to the satisfaction of Id. A.C.J.M.-II, Haldia, Purba Medinipur with further condition that upon being released on bail **she must remain present before the Court on each and every date fixed and also with further condition that during bail she shall not meet or contact the complainant and/or the victim and shall not enter into the vicinity of the victim's abode and shall remain outside the jurisdiction of Sutahata PS till further order and shall immediately intimate her present address to the Court and the I.O. of this case and/or the O.C., Sutahata PS and during bail she shall neither tamper with the evidence nor shall directly or indirectly make any inducement, threat or promise to any person acquainted with the fact this case or the charge-sheeted witnesses in any manner whatsoever**, in default, the order for bail shall stand automatically be cancelled.

Case Diary be returned at once.

Let a copy of this order, along with the T.C.R., be sent to the learned A.C.J.M.-II, Haldia, Purba Medinipur for information and necessary action.

Let a separate copy of this order be sent to the O.C., Sutahata PS for information and taking necessary action.

Let a soft copy of this bail order be sent to the prisoner by e-mail through the Superintendent of concerned Correctional Home, at once.

Dic. & corr. by me,

A.S.J., Haldia.

Additional Sessions Judge,  
Haldia, Purba Medinipur  
In-charge