

In the Court of Additional Sessions Judge, 1st Court, Contai, Purba Medinipur.

Present :: Shri Sarad Kumar Chhetri,
Additional Sessions Judge, 1st Court,
Contai-in-charge.

Cr. Misc. case No.55 of 2026

Order No. 02, dated 23.03.2026.

Today is fixed for hearing of this Cr. Misc. case which has been initiated on behalf of the accused person, namely, Ujjaldeb Barman under Section 483 of the B.N.S.S. in connection with G.R.E case No.74 of 2026 arising out of Bhagwanpur P.S case No.25 of 2026 dated 19.01.2026 under section 316(2)/69/89/318(4) of B.N.S.

Ld. Advocate for accused has filed an affidavit stating that no application for bail of this accused person has either been filed or moved or rejected before the Hon'ble Court.

Ld. Lawyer appearing for the accused/petitioner has submitted that the incident occurred is clearly a consensual and the defacto complainant is also a matured lady. Charge-sheet has already been filed in this case against this accused/petitioner and as such further detention of the accused is not at all necessary and there is no chance of tampering with the evidence. Accordingly, Ld. Advocate prays for bail on any condition.

Ld. Additional P.P in-charge produces case diary and raises objection and submitted that if this accused-petitioner is allowed to remain outside the custody, there is every chance of intimidating the victim. Accordingly he prays for rejection of the bail application.

Ld. Advocate for the defacto complainant raised vehement objection against the bail application by stating that the accused has not only cheated the defacto complainant on the plea of marrying her by cohabiting with her for all along the last 5/6 years and also compelled her to abort the child and further compelled her to go for ligation. She has even lent Rs.3 lakh to the accused to develop his business and that amount has not yet been returned by the accused. Accordingly he prays for rejection of the bail application.

Considered the submissions of the Ld. Advocate for the accused-petitioner, Ld. Additional P.P and the Ld. Advocate for the defacto complainant. Perused the C.D and TCR.

Though so many allegations have been leveled against the accused-petitioner but when the documents regarding those allegations i/e lending of money and alleged ligation were asked for, prosecution/defacto complainant could not submit the same to the Court. It is also revealed further from the C.D that the defacto complainant refused her medico-legal examination and on reading of the FIR itself, all the incidents seems to be consensual and voluntary in nature. As such, I do not find any reason for further detention of the accused-petitioner in the custody, specially when the charge-sheet has been submitted in this case.

Accordingly, his prayer for bail is allowed.

The accused/petitioner namely, Ujjaldeb Barman is enlarged on bail on furnishing bail bond of Rs.10,000/- with two sureties of Rs.5,000/- each, subject to the satisfaction and acceptance of the Ld. A.C.J.M, Contai I/d to J/C.

The Cr. Misc. case is thus disposed of on contest.

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

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Let a soft copy of this order be also forwarded to the Superintendent, Contai
Subsidiary Correctional Home for intimating the same to the accused person as per direction
of the Hon'ble Apex Court.

Sd/-

Additional Sessions Judge, 1st Court,
Contai-in-charge.