

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

Present : Neyaz Alam
Additional Sessions Judge, 1st Court, Contai.
J.O.Code WB01398

Criminal Misc. Case No. 107 of 2026

CNR No. WBEM09-001106-2026

Ayub Khan @ Ayub Ali Khan v. State of West Bengal

Order No. 02, dated 04.06.2026

Today is fixed for hearing of this Criminal Misc. Case which has been initiated on behalf of the accused person, namely, Ayub Khan @ Ayub Ali Khan u/S. 483 of the BNSS, 2023 in connection with G.R(E) Case No.08 of 2026 arising out of Egra P.S Case No.02 of 2026 dated 02-01-2026 u/Ss.309(6)/311/310(2) of the BNS, 2023.

Ld. Advocate for accused has filed an affidavit stating that no application for bail u/S. 483 BNSS has either been rejected or pending before any superior forum.

Ld. Lawyer appearing for the accused submitted that the accused person has been entangled in the case on the basis of statement of co-accused. The accused person is in custody since 06-05-2026. After completion of investigation, C.S has already been submitted and no fruitful purpose will be served by keeping the accused behind the bar. Co-accused persons are on bail and the present accused is on the same footing. Thus, he prays for allowing the bail application.

Ld. Additional P.P raises vehement objection submitting that sufficient materials have been collected against the present accused person during the course of investigation.

Perused the application u/S. 483 BNSS, 2023 and considered the submissions of all the sides in the light of the materials on record and the case diary.

On perusal case record and case diary it appears that the present petitioner happens to be one of the key figures in the commission of the crime and he did not participated in the investigation and after filing of the charge-sheet, he made an attempt to secure anticipatory bail, however, on the same day he was arrested by police. Be that as it may, the contention that the other accused persons were enlarged on bail and sought bail on the score that the investigation is complete. The Court considered the bail prayer of the other accused persons after due consideration of the detention and finally enlarged them on bail. The present petitioner cannot claim the parity on the same footing that investigation is over. Therefore, this Court is not inclined to release the accused person on bail at this stage and hence **rejected**.

The Criminal Misc. Case is thus disposed of on contest.

Let a copy of this order along with the TCR be sent to the Court of Ld. A.C.J.M, Contai.

C.D. be returned. Note it.

Dictated and Corrected By:

Sd/-

Additional Sessions Judge,
1st Court, Contai.

Sd/-

Additional Sessions Judge,
1st Court, Contai.