

CR MISC. CASE NO.360/2026

In the Court of Sessions Judge, Hooghly

Present: Sri Amit Chakravorty,
Sessions Judge, Hooghly.

Order No.4 dated 21/04/2026

An application under section 482 of B.N.S.S. (u/sec.438 of the Cr.P.C.) is filed by the petitioner namely **Jagannath Roy** in connection with Arambagh P.S. Case No.433/2025 dated 21/08/2025 under sections 316(2)/318(4)/340(1)/336(3)/351(2)/3(5) of B.N.S.

C.D. and T.C.R. are produced.

Ld. Addl.P.P., Hooghly concedes to the submission of the learned advocate of the petitioner that neither any bail application under section 482 of B.N.S.S. (u/sec.438 of the Cr.P.C.) is pending before the Hon'ble Court nor any such prayer has been rejected by the Hon'ble Court in respect of this petitioner.

Learned counsel for the accused petitioner submits that the dispute is purely civil in nature and the remedy lies in Civil Court. Learned counsel further submits that out of a dispute of partnership business, the instant F.I.R. has been lodged falsely implicating the present petitioner and except this petitioner all the accused persons are on bail.

Ld. Addl. P.P., Hooghly for the State raises strong objection against the prayer for anticipatory bail submitting that there are sufficient incriminating materials in the C.D. against the present petitioner.

The statement of the de-facto complainant recorded by the I.O. has disclosed that the present accused-petitioner used to look after the business of Medview Care Pvt. The present accused allegedly misappropriated huge amount of money even by forging signature of the de-facto complainant.

The statement of the FIR-maker recorded by the learned Magistrate under section 183 of B.N.S.S. also reveals serious allegations against the present accused-petitioner.

Statement of witnesses also support the allegations of the FIR-maker. Documents collected by the I.O., during investigation, also are in conformity with the contentions of FIR.

Therefore, the necessity of custodial investigation cannot be ruled out at this stage.

As a result, the prayer for anticipatory bail is **rejected**.

Return the C.D. and T.C.R.

Thus, the Cr. Misc. Case is disposed of.

Let a copy of this order be tagged with the case record.

Dictated & corrected by me.

S.J.

Sessions Judge, Hooghly

J.O. Code WB00615