

Cr. Misc. Case No. 431 of 2026
CNR No. WBHW0100 1153 2026
Present: Sri Mainak Dasgupta
Sessions Judge, In-charge, Howrah.
J.O. Code – WB01070

Order No.02 dated 10.03.2026.

The application u/S.483 BNSS arising out of Domjur P.S. Case No. 105 of 2026 dated 11.02.2026 u/Ss.79/64(2) of BNS, filed by the accused/petitioner namely, Roshan Kumar, is taken up for hearing.

SUBMISSIONS AND REASONS:

Ld. Advocate for the accused submitted that the victim was an employee under the supervision of the accused and that the victim had matrimonial differences with her husband and therefore, did not attend to her employment properly and she was admonished by the accused and thereafter the complaint was lodged. Ld. Advocate further submitted that the allegations are absolutely false.

Ld. P.P. has raised objection to the prayer and submitted that if the entire C.D. is perused, it would palpably appear that the relief prayed for by the accused should not be granted.

I have perused the C.D. and the T.C.R.

Considered the submission made by the Ld. Advocate for the accused and the Ld Public Prosecutor.

During the course of hearing, Ld. advocate for the accused has submitted that the complaint does not state any date of the alleged incident. Non-mentioning of such might have an effect during the course of trial but only such does not entitle the accused to the relief prayed for.

I have perused the statements as recorded. It appears further that if there would be any chance eye witnesses or any witnesses to whom the victim might have confided, such persons would also, in all reasonability, be employees of the place of employment where the accused held a responsible post. There is every chance that such witness might be threatened or might be won over by the accused if he is granted bail. Considering all such I am not inclined to grant the relief as prayed for by the accused and such is rejected accordingly.

Let a copy of this order be sent to the Ld. C.J.M., Howrah.

L.C.R. and C.D. be returned.

The Criminal Misc case is disposed of.

The order be uploaded in the CIS without delay.

Dictated & corrected by me.

S. J.

Sessions Judge, In-charge, Howrah.