

Cr. Misc. Case No. 873/2026
CNR No. WBHW0100 2227 2026
Present: Subhash Kumar Kar
Sessions Judge, Howrah.
J.O. Code – WB00592

Order No.05 dated 15.06.2026.

The application u/S.482 BNSS arising out of Bagnan P.S. Case No. 171 of 2026 dated 27.03.2026 u/Ss. 126(2)/115(2)/117(2)/76/109/123/303(2)/324(4)/351(2)/3(5) of BNS filed by the accused/petitioners namely, 1] Sk. Anisur Rahaman @ Seikh Golam Anisur, 2] Sk. Sariful Islam, 3] Sk. Morshedul Islam, 4] Sk. Golam Jilani, 5] Anuara Begam @ Anuara Khatun, 6] Sk. Putul @ Sk. Golam Amerun, 7] Salma Khatun @ Atika Khatun, 8] Sk. Hapijul Ahmed @ Sk. Hapijur Ahmed, 9] Sekh Haydar Ali, 10] Sk. Salon @ Sk. Salehin Ahammad, 11] Sk. Ajim @ Sk. Golam Ajim, 12] Sk. Mohammed Arif @ Sk. Md. Arif, 13] Sk. Mohammed Asif @ Sk. Md. Asif, 14] Sk. Asik @ Sk. Md Asik, 15] Aleya Begam, 16] Sk. Mahatab Ahmed @ Hira & 17] Sk. Mohiuddin Ahammad (Fucha), is taken up for hearing.

The petitioners have stated on affidavit that no application has been pending or rejected before or by the Hon'ble High Court till date.

Perused the petition and the C.D. Heard both sides.

Ld. Advocate appearing for the petitioners submitted that the present FIR has been initiated as counter blast of the FIR initiated by the present petitioners against the de facto complainant of the present case and the entire village people made a mass petition against the conduct of the de facto complainant and the present FIR is based on exaggerated allegations and it is prayed to allow the prayer for anticipatory bail.

Ld. P.P appearing for the State referred the relevant portion of the C.D and submitted to reject the prayer for anticipatory bail.

Ld. Advocate appearing for the de facto complainant also raises objection and submitted that the accused persons are not allowing the de facto complainant to enter into his house and he suffered grievous injuries on his eye and it is prayed to reject the prayer for anticipatory bail.

On perusal of the record it appears that this case relates to the alleged offence punishable u/Ss.126(2)/115(2)/117(2)/76/109/123/303(2)/324(4)/351(2)/3(5) of BNS, and it is alleged in the FIR that on 18.03.2026 at about 12.45 noon all the petitioners being armed with iron rod, bamboo sticks, sword etc., attacked the house of the de facto complainant and stopped the construction work and while his son Toufik Islam came into P.O., Sk Haider Ali, one of the petitioners, assaulted on his head by bamboo and while he came to rescue his son he was assaulted by Anisur Rahaman and others simultaneously by iron rod and bamboo sticks and they assaulted on his eye with a nail causing bleeding on his eye and while his wife came to save him she was also assaulted by them and her modesty was outraged and all the FIR named accused persons committed theft of household goods and cash of Rs.1,87,000/- and gold ornaments.

On perusal of the materials including the injury report lying in the C.D., I do not find any materials suggesting the custodial interrogation of the petitioners and I do not find any impediment in allowing the prayer for anticipatory bail of the petitioners.

Hence, it is

Ordered -

that the application under section 482 of BNSS filed by the accused/petitioners is considered and allowed.

Contd.....

Accordingly, in the event of arrest accused/petitioners namely, 1] Sk. Anisur Rahaman @ Seikh Golam Anisur, 2] Sk. Sariful Islam, 3] Sk. Morshedul Islam, 4] Sk. Golam Jilani, 5] Anuara Begam @ Anuara Khatun, 6] Sk. Putul @ Sk. Golam Amerun, 7] Salma Khatun @ Atika Khatun, 8] Sk. Hapijul Ahmed @ Sk. Hapijur Ahmed, 9] Sekh Haydar Ali, 10] Sk. Salon @ Sk. Salehin Ahammad, 11] Sk. Ajim @ Sk. Golam Ajim, 12] Sk. Mohammed Arif @ Sk. Md. Arif, 13] Sk. Mohammed Asif @ Sk. Md. Asif, 14] Sk. Asik @ Sk. Md Asik, 15] Aleya Begam, 16] Sk. Mahatab Ahmed @ Hira & 17] Sk. Mohiuddin Ahammed (Fucha), shall be released forthwith on furnishing bond of Rs.1,000/- each with one regd. Surety of like amount, subject to the satisfaction of the Arresting Officer and on condition as laid down under Section 482(2) BNSS.

C.D and T.C.R be returned.

The Cr. Misc. Case is thus disposed of.

Let a copy of the order be sent to the Ld. A.C.J.M., Uluberia for information and taking necessary action.

Dictated & corrected by me

S. J.

Sessions Judge, Howrah