

Cr. Misc. Case No. 998/2026
CNR No. WBHW0100 2544 2026
Present: Subhash Kumar Kar
Sessions Judge, Howrah.
J.O. Code – WB00592

Order No.02 dated 04.06.2026.

The application u/S.482 BNSS arising out of Uluberia P.S. Case No. 240 of 2026 dated 06.05.2026 u/Ss. 191(2)/191(3)/190/61(2)/115(2)/324(4) of BNS & 3/ 4 E.S. Act, filed by the accused/petitioners namely, 1] Rakesh Patra & 2] Rahul Das, 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 petitioners were not present on the date and time of the alleged occurrence and they had no nexus with the alleged crime 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.

On perusal of the record it appears that this case relates to the alleged offence punishable u/Ss. 191(2)/191(3)/190/61(2)/115(2)/324(4) of BNS & 3/ 4 E.S. Act, and it is alleged in the FIR that on 05.05.2026 at about 11.30 AM being led by the present petitioners and other accused persons ransacked the party office at Maheshpur and started hurling bombs and they also attacked Markej Mosque at Birshibpur and they also looted some shops of the local market.

On perusal of the materials lying in the C.D., I do not find anything 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.

Accordingly, in the event of arrest accused/petitioners namely, 1] Rakesh Patra & 2] Rahul Das, 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