

Cr. Misc. Case No. 971/2026
CNR No. WBHW0100 2481 2026
Present: Subhash Kumar Kar
Sessions Judge, Howrah.
J.O. Code – WB00592

Order No.03 dated 16.06.2026.

The application u/S.482 BNSS arising out of Panchla P.S. Case No. 101 of 2025 dated 02.04.2025 u/Ss.103/74/3(5) of BNS filed by the accused/ petitioners namely, 1] Shaijel Sha @ Shah, 2] Abutaleb Sha @ Shah, 3] Apucha @ Mafijul Sha @ Shah, 4] Rabiya @ Rabial Sha @ Shah, 5] Nabirulla @ Nabiulla Sha @ Shah, 6] Aijel Sha @ Shah & 7] Sanjura Biwi @ Khatun, 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 charge sheet has been submitted and co-accused persons are on bail 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.103/74/3(5) of BNS, and after completion of investigation I.O submitted charge sheet for the offence punishable u/S.108/3(5) of BNS and all the petitioners are FIR named and it appears from the GR record that notice has been issued to the de facto complainant as the offence has been scaled down from section 103 to 108 of BNS and the co-accused were released on bail u/S.483 of BNS and I do not find any room to consider the prayer for anticipatory bail of the present petitioners.

Accordingly, the prayer for anticipatory bail of the petitioners namely, 1] Shaijel Sha @ Shah, 2] Abutaleb Sha @ Shah, 3] Apucha @ Mafijul Sha @ Shah, 4] Rabiya @ Rabial Sha @ Shah, 5] Nabirulla @ Nabiulla Sha @ Shah, 6] Aijel Sha @ Shah & 7] Sanjura Biwi @ Khatun, is considered and rejected.

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. C.J.M., Howrah for information and taking necessary action.

Dictated & corrected by me

S. J.

Sessions Judge, Howrah