

Cr. Misc. Case No. 1223/2026
CNR No. WBHW0100 3006 2026
Present: Subhash Kumar Kar
Sessions Judge, Howrah.
J.O. Code – WB00592

Order No.04 dated 22.07.2026.

The application u/S.482 BNSS arising out of Shyampur P.S. Case No. 197 of 2026 dated 24.04.2026 u/Ss.85/316(2)/117(2)/76/351(3)/3(5) of BNS filed by the accused/petitioners namely, 1] Sk. Altab, 2] Sk. Habil, 3] Sk. Asraful, 4] Sk. Ajarul & 5] Sk. Saiful, 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 petitioners are the in-laws against whom no specific allegations have been leveled and the FIR has been filed after considerable time of the alleged occurrence 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.85/316(2)/117(2)/76/351(3)/3(5) of BNS, and it is alleged in the FIR that the de facto complainant was married to the accused no.1 named in the FIR on 04.12.2018 and after the marriage she was subjected to physical and mental torture on demand of further dowry and on 09.08.2025 she was compelled to leave her matrimonial home as she was subjected to brutal torture during that night and since then she is living at her paternal house.

On perusal of the materials 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.

Accordingly, in the event of arrest accused/petitioners namely, 1] Sk. Altab, 2] Sk. Habil, 3] Sk. Asraful, 4] Sk. Ajarul & 5] Sk. Saiful, 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