

Cr. Misc. Case No. 1026/2026
CNR No. WBHW0100 2615 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 Howrah P.S. Case No. 197 of 2026 dated 11.05.2026 u/Ss. 126(2)/352/351(2)/115(2)/117(2)/74/3(5) of BNS filed by the accused/ petitioners namely, 1] Prasenjit Sen Gupta, 2] Argha Mukherjee @ Laltu & 3] Tapan Das @ Meku, 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 raised protest against the act of the de facto complainant as she is in the habit to release her dog which bit so many people of the locality and as a result the present FIR has been lodged on false and fabricated 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.

On perusal of the record it appears that this case relates to the alleged offence punishable u/Ss. 126(2)/352/351(2)/115(2)/117(2)/74/3(5) of BNS, and it is alleged in the FIR that on 10.05.2026 at about 10 AM while the de facto complainant was standing in front of her house with her pet dog, all the present petitioners being intoxicated state started abusing her and threatened her and her son with dire consequence and started assaulting her and her other family members with fists and blows and her daughter sustained injury on her left ear.

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] Prasenjit Sen Gupta, 2] Argha Mukherjee @ Laltu & 3] Tapan Das @ Meku, 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. C.J.M., Howrah for information and taking necessary action.

Dictated & corrected by me

S. J.

Sessions Judge, Howrah