

Criminal Misc. Case – 266 / 2026
C.N.R.No. - WBJP01-000759-2026

Order No. 02 dated 09.03.2026.

The application u/s 483 of B.N.S.S filed by the accused-petitioner, namely, Srikanta Roy, praying for bail in connection with Dhupguri P.S. Case No.21/2026 dated 24.01.2026, u/s-332(a)/103(1) of B.N.S., is taken up for hearing.

Ld. Lawyer for the accused-petitioner submits that no bail petition has ever been filed in connection with this case before any higher Court on any earlier occasion and an affidavit has also been filed on behalf of the accused-petitioner in support of such contention by the Ld. Defence Lawyer and the Ld. Public Prosecutor, in-charge, Jalpaiguri concedes to the fact as submitted by the Ld. Defence lawyer.

It is the case of the accused-petitioner that he has been falsely implicated in this case on the basis of personal grudge and vendetta. It has also been contended that the accused-petitioner is in custody since 25.01.2026. It has been contended further that after completion of the investigation, charge-sheet has already been submitted in this case. Considering the present facts and circumstances of the case, it is prayed that this accused-petitioner may be enlarged on bail subject to any condition.

Ld. Public Prosecutor, in-charge, Jalpaiguri, has vehemently opposed the prayer for bail.

Heard the Ld. Lawyer for the accused-petitioner and the Ld. Public Prosecutor, in-charge, Jalpaiguri.

Perused the materials on record and C.D. Considered.

Upon perusal of the materials available before this Court, it appears that on the basis of a complaint of one Radhika Barman Roy, Dhupguri P.S. started the instant case u/s 332(a)/103(1) of B.N.S. While going through the C.D., I find that the I.O. completed the investigation and has submitted the charge-sheet on the same sections against the accused-petitioner. Considering the nature and the gravity of the offence, I am of the view that if the accused-petitioner is enlarged on bail, he may leave the jurisdiction of this Court as the area is very near to Indo-Bangladesh border. In view of that, I am not inclined to enlarge the accused-petitioner on bail u/s 483 of B.N.S.S.

Hence, it is

ORDERED

that the instant bail application filed u/s 483 of B.N.S.S. filed by the accused-petitioner, namely, **Srikanta Roy**, stands **rejected** with an observation that custody trial is required in this case.

Send a copy of this order along with T.C.R. to the learned Chief Judicial Magistrate, Jalpaiguri, for information and taking necessary action.

Return C.D.

Thus, the Criminal Misc. Case is disposed of.

Dictated & corrected by me,

Sessions Judge, Jalpaiguri
(WB00710)

Sessions Judge, Jalpaiguri
(WB00710)