

**Criminal Misc. Case – 272 of 2026**  
**C.N.R. No. WBJP01-000785-2026**

**Order No. 02 dated 09.03.2026**

The application u/s 482 of B.N.S.S. filed by the accused-petitioner, namely, Serajul Haque @ Sarajul Haque, praying for anticipatory bail in connection with Dhupguri P.S. Case No.449/2025 dated 17.12.2025 u/s-85/109(1) of B.N.S. read with Section 3/4 of D.P. Act, corresponding to P.T.N. No.WBJP02P007346/2025, is taken up for hearing.

Ld. Lawyer for the accused-petitioner submitted 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. P.P, in-charge, Jalpaiguri conceded 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 out of personal grudge and vendetta. It has also been contended that the principal accused person being the husband of the de-facto complainant has already been granted bail from the Court of the Ld. Chief Judicial Magistrate, Jalpaiguri. It has been contended further that the present accused-petitioner is the father-in-law of the de-facto complainant and he has got no role to play in the alleged incident. It has been contended further that anticipatory bail has been granted in favour of the mother-in-law of the de-facto complainant by this Court on the earlier occasion. Considering the present facts and circumstances, it is prayed that this accused-petitioner may be granted with anticipatory bail subject to any condition with a promise to cooperate with investigation.

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

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

Perused the T.C.R and the case diary. Considered.

Upon perusal of the materials available before this Court, it appears that it is a case u/s 85/109(1) of B.N.S. read with Section 3/4 of the D.P. Act, 1961. The fact of the case in short is that the present accused-petitioner is the father-in-law of the victim. It is alleged that the son of the present accused-petitioner, namely, Rahul Alam married the de-facto complainant and thereafter, they used to demand dowry from the de-facto complainant. It is further alleged that on 21.11.2025 the husband i.e. Rahul Alam gave some cough syrup which was poisonous on the pretext that the same is cough syrup for curing the cough but after taking the same the de-facto complainant was admitted in the hospital and she received treatment. In this case, I find that the principal accused person has already been enlarged on bail by the Ld. Chief Judicial Magistrate, Jalpaiguri. The I.O. has not seized the bottle containing the alleged poison. The statements of the witnesses so recorded u/s 180 of B.N.S.S. are general statements against the accused-petitioner that he used to torture and used to demand money. Considering the facts and circumstances of the case and considering the materials available in the C.D., I am inclined to allow the prayer for anticipatory bail filed u/s 482 of B.N.S.S. in respect of the accused-petitioner.

Hence, it is

**ORDERED**

that the instant anticipatory bail application filed u/s 482 of B.N.S.S. stands allowed.

Accordingly, this Court directs that in the event of arrest, the accused-petitioner, namely, Serajul Haque @ Sarajul Haque, shall be released on bail upon furnishing a bond of Rs.4,000/- with two (2) sureties of Rs.2,000/- each, subject to the satisfaction of the arresting officer, subject to the compliance of the condition as laid down in sub-section (2) of Section 482 of B.N.S.S. on condition that the accused-petitioner shall meet the I.O. once in a week until further order and on further condition that he shall not cause threat, intimidation or otherwise influence upon the witnesses of this case.

Send a copy of this order along with T.C.R. to the Ld. C.J.M., Jalpaiguri, for information and taking necessary action.

Also send a copy of this order to the I.O. for information.

Return C.D.

Thus, the Criminal Misc. case is disposed of.

**Dictated & corrected by me,**

**Sessions Judge, Jalpaiguri**  
**(in-charge)**  
(WB00710)

**Sessions Judge, Jalpaiguri**  
**(in-charge)**  
(WB00710)