

Criminal Misc. Case – 442 / 2026
C.N.R.No. - WBJP01-001264-2026
J.O Code- WB00656

Order No. 07 dated 05.06.2026

The application u/s 482 of B.N.S.S. filed by the petitioner, namely, Shyamali Sutradhar, praying for anticipatory bail in connection with P.T.N. No.WBJP02P001531/2026 arising out of Banarhat P.S. Case No.53/2026 dated 02.03.2026 u/s-85/115(2)/109 of B.N.S. read with section 3/ 4 of D.P. Act, is taken up for hearing.

Ld. Defense Lawyer has submitted that no bail petition has ever been filed in connection with this case before any Higher Court on any earlier occasion. An affidavit has been filed by Ld. Defense Lawyer in support of this submission.

Ld. Public Prosecutor, Jalpaiguri, has also submitted that no bail application of these petitioner is either pending or was rejected before or by any higher forum, as it appears from the C.D.

Ld. Defense Lawyer has submitted that this petitioner is the married sister-in-law (Nanad) of the victim and she has been falsely implicated in this case. She is completely innocent. She is no way connected with the alleged occurrence. There is no chance of their absconding as she has her permanent place of residence. It is again submitted that the investigation is over and charge-sheet has been submitted in this case. In view of that, it is prayed that these petitioner may be enlarged on anticipatory bail on any condition.

Ld. Public Prosecutor, Jalpaiguri, has submitted that chargesheet has been submitted in this case and the Ld. court may pass necessary order.

Heard Ld. Public Prosecutor, Jalpaiguri and Ld. Defense Lawyer.

I have carefully considered the C.D. and other materials on record. I find that charge-sheet has been submitted in this case as it appears from the C.D. The present petitioner is the married sister-in-law (Nanad) of the victim. Husband of the victim has been enlarged on bail by this court. In view of that, it is felt that custodial interrogation of this petitioner is not required in this case for the purpose of investigation.

Accordingly, I intend to enlarge the petitioner on pre-arrest bail.

The prayer for anticipatory bail filed on behalf of this petitioner, namely, Shyamali Sutradhar in connection with the above referred case, is **allowed**.

In the event of arrest, the petitioner, namely, Shyamali Sutradhar be released on furnishing bond of Rs.5,000/- with two (2) sureties of Rs.2,500/- each, subject to satisfaction of the arresting officer with a direction to comply the conditions contained in Section 482(2) of B.N.S.S. corresponding to previous Section 438(2) of Cr.P.C.

Let a copy of this order along with T.C.R be sent to learned C.J.M, Jalpaiguri, for information and taking necessary action.

Return C.D.

The Criminal Misc. case is accordingly disposed of.

Dictated & corrected by me,

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

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