

Criminal Misc. Case – 607 / 2026
C.N.R.No. - WBJP0-1001729-2026

Order No. 06 dated 08.07.2026,

The application u/s 483 of B.N.S.S. filed by the accused-petitioner, namely, Biplab Roy, praying for bail in connection with Matelli P.S. Case No.28/2026 dated 08.03.2026 u/s-115(2)/137(2)/140(3)/3(5)/351(2)/64/87 of B.N.S. is taken up for hearing.

Heard both the sides.

Perused the materials on record and the Case Diary. Considered.

Learned 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. P.P., Jalpaiguri concedes to the fact as submitted by the Ld. Defence lawyer.

Ld. Lawyer for the accused-petitioner submitted that the accused-petitioner is in custody for a considerable period for about 120 days since 08.03.2026. It has been submitted further that after completion of investigation charge-sheet has already been submitted. On all such grounds, it is prayed that the present accused-petitioner may be enlarged on bail on any condition.

Ld. Public Prosecutor, Jalpaiguri raised objection.

From the materials available before this Court, it appears that investigation in this case has been completed and charge-sheet has also been submitted. The accused-petitioner is in custody for a considerable period. Upon perusal of the medico-legal examination report of the victim lying in the C.D, there appears nothing serious which can suggest for further custodial detention of this accused-petitioner.

Having considered the facts and circumstances emerging from the materials in the C.D. as well as considering the sufficient period of detention and also considering the fact that after completion of investigation charge-sheet has already been submitted, there appears no cogent ground to prolong incarceration of the present accused-petitioner in connection with this case and accordingly, prayer for bail filed by the above named accused-petitioner in connection with the above referred case, is allowed.

Accordingly, the accused-petitioner namely, Biplab Roy may find bail of Rs.5,000/- with two (2) registered sureties of Rs.2,500/- each subject to satisfaction of the Ld. C.J.M., Jalpaiguri on condition to attend the court proceeding on day to day basis and shall not tamper with the evidence in any manner whatsoever and shall not enter into the vicinity of the place where the victim resides i.d. necessary order will be passed.

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,

Sessions Judge, Jalpaiguri
(In-charge)
WB00768

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