

Criminal Misc. Case – 1688 / 2025
C.N.R.No. - WBJP01-003961-2025
J.O Code- WB00619

Order No. 02 dated 18.10.2025

The application for u/s 482 of B.N.S.S. filed by the accused-petitioner, namely, 1. Sudam Basuniya praying for anticipatory bail in connection with Dhupguri P.S. Case No. 282/2025 dated 28.07.2025 u/s- 85/109(1) of B.N.S., read with section 3 / 4 of D.P., is taken up for hearing.

Learned Advocate for the accused-petitioner submitted that no bail application filed by the accused-petitioners is either rejected or pending by or before any upper forum including Hon'ble High Court, Calcutta in connection with the instant case.

The bail application filed before this Court by the accused-petitioner also reflect the same and the Ld. Public Prosecutor, Jalpaiguri concedes to such facts.

Ld. Advocate for the accused-petitioner submitted that the present accused-petitioner has been falsely implicated in this case and there is no materials against the accused-petitioner and so, anticipatory bail may be granted to the present accused-petitioner.

On the other hand, Ld. Public Prosecutor, Jalpaiguri raised objection.

Heard both sides.

Perused the materials on record and C.D.

From the materials available before this Court, it appears that the victim was mercilessly assaulted by the accused persons. The Injury Report has been collected but due to the financial problem, the victim could not conduct the x-ray. The marriage was solemnized 14 years back. Considering the facts and circumstances and considering the materials available in record as well as the Injury Report, the prayer for anticipatory bail filed on behalf of the above-mentioned accused-petitioner in connection with the above referred case, stands allowed on **interim basis till 19-11-2025 on condition that the accused-petitioner shall not repeat the same incident in future failing which the order of bail shall be cancelled.**

Hence, in the event of arrest, the accused-petitioner, namely, 1. Sudam Basuniya be released on furnishing bond of Rs. 2,000/- with one (1) surety of like amount each, subject to satisfaction of the arresting officer and due compliance with usual provisions as laid down under Sec. 482(2) of B.N.S.S.

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

Documents submitted by Ld. Lawyer for the accused-petitioners be kept with the case record.

Return C.D.

To 19-11-2025 for further hearing.

Dictated & corrected by me,

**Vacation Judge
Jalpaiguri**

**Vacation Judge
Jalpaiguri**