

**IN THE COURT OF DISTRICT & SESSIONS JUDGE
AT ALIPURDUAR**

**Ref: CIS Criminal Misc. Case No. 199 of 2026
(CNR No.WBJP05-000486-2026)**

Present : Sri Pukar Pradhan (J.O.No.WB01097)
District & Sessions Judge-in-Charge
Alipurduar

**1) Dipyaman Roy,
2) Badal Roy and
3) Nupur Roy**

.....Accused persons

Vs.

State of West Bengal

Order No. 2, Dated 16.03.2026,

The instant Criminal Misc Case arises out of the bail application filed u/s 482 BNSS by the applicant/petitioners, namely, **1) Dipyaman Roy, 2) Badal Roy and 3) Nupur Roy**, all of them R/o Chittaranjan Pally, P.S. & Dist. Alipurduar, in connection with G.R. Case No. 341 of 2026, corresponding to Alipurduar Women PS Case No. 11/2026, dated 18.02.2026, u/s 75/76/85 of BNS r/w Section 3/4 of DP Act.

Mr. Nilay Dutta, Ld. Counsel appearing for the accused/petitioners submitted that the accused/petitioners have not moved any bail application for and on behalf of the accused before the Hon'ble High Court or the Hon'ble Supreme Court and no such application is pending or disposed of before the Hon'ble High Court or the Hon'ble Supreme Court.

Heard the submission of the Ld. Counsel for the accused/petitioners who submitted that the accused/petitioners have been falsely implicated in the present case and there was no demand at all so as any form of physical and mental cruelty. On the other hand, it is submitted that the Investigating Officer served notices under Section 35(3) of BNSS and the accused/petitioners have complied the same. Hence, prays for bail on any stringent condition.

Mr. Suhrid Majumder, Ld. Public Prosecutor, raises formal objection and submitted that all the statements of the victim so recorded under Section 183 BNSS does not inspire such confidence at this juncture for custodial detention of the accused/petitioners.

Perused the case record and the case diary.

Having heard the submission of Ld. Advocate for both sides and upon perusal of the case record including the case diary specially at page No. 20, the statement of the victim so recorded under Section 183 of BNSS. Therefore, keeping in mind the above aspects, the materials so far been collected by the I.O., it is seen that the custodial detention of the accused is not required for which the I.O. also served notices under Section 35(3) of BNSS. Hence, the prayer for anticipatory bail is **allowed**.

The accused/petitioners, namely, **1) Dipyaman Roy, 2) Badal Roy and 3) Nupur Roy**, in the event of their arrest in connection with the above referred case, may find anticipatory bail of **Rs. 3,000/- each** with two registered sureties of **Rs. 1,500/- each**, subject to satisfaction of Arresting Officer with further condition that the accused shall meet the Investigating Officer as and when required and shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer, and shall not leave India without the previous permission of the Court, on condition to abide by the provisions laid down under Section 482(2) BNSS.

Let a copy of this order along with TCR be sent to the learned CJM, Alipurduar for information and taking necessary action.

A copy of this order be sent to the Investigating Officer along with CD.

The instant Criminal Misc Case is disposed of.

Dictated & corrected by me:

Sessions Judge, Alipurduar, I/C

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