

In the Court of District & Sessions Judge, Alipurduar.

**Criminal Misc. Case No.403/2026**

(CNR No.WBJP05-001030-2026)

Present : Sri Saugata Chakraborty, (WB00767)

Additional District & Sessions Judge-II,

In-Charge of Sessions Judge,

Alipurduar.

**Sri Abhijit Roy**...accused/petitioner -Vs- 1) State of W.B, 2) The defacto-complainant/victim.

**Order No.2, dt.02.06..26.**

This is an application U/S 483 BNSS filed by accused/petitioner **Sri Abhijit Roy**, the resident of village Colony Para, Kunjanagar, P.O, & P.S. Falakata, Dist. Alipurduar, in connection with Falakata P.S. Case No.171/2026 dt. 17.05.26, u/s 69/89/49 of BNS, corresponding to G.R. Case No.550/2026.

Mr. Tushar Chakraborty Ld. Counsel appearing for the accused/petitioners submits that the accused/petitioner has 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.

It is contended by Learned Advocate for the petitioner that he has been suffering from incarceration for a long time and that charge sheet has been submitted indicating completion of investigation and that the victim has declined to undergo medical examination which indicates that there is no veracity in the allegations brought by the victim.

Ld. P.P has submitted that atrocities inflicted by the accused Abhijit Roy upon the victim continues till date and that there is threat by him for circulating the private photographs taken about the victim via internet and that the accused even attacked verbally the victim even to the extent of killing her. Considering the totality, Ld. P.P has strongly objected the bail prayer.

The victim has appeared before this Court and has stated that she has got strong objection to the release of the petitioner on bail on the ground that the petitioner, when released, is likely to cause physical harm or to kill her or to do damage to her family members.

I have perused the statement of the victim. The allegations are serious in nature. The presence of materials against the accused person does not inspire me to release the accused on bail as of now. Hence, prayer for bail is **rejected**.

Return CD. Let a copy of this order along with LCR be sent to the learned ACJM, Alipurduar for information.

Thus, the instant Criminal Misc case is disposed of.

Dictated & corrected  
by me

**Sd/-**

Sessions Judge, Alipurduar  
IN-CHARGE.

**Sd/-**

Sessions Judge, Alipurduar.  
IN-CHARGE.

OFFICE OF THE DISTRICT & SESSIONS JUDGE,  
ALIPURDUAR.

Memo No.

Dated

*Copy of order forwarded to :*

*Ld. ACJM, Alipurduar along with LCR being **G.R. 550/2026.***

Sessions Judge, Alipurduar.  
IN-CHARGE.