

In the Court of Sessions Judge, Murshidabad

Present : Smt. Sulagna Dastidar (Chattoraj) (JO-WB-00707),  
Sessions Judge, Murshidabad  
(In-charge)

Crl. Misc. Case No.1275/2026

Ref. : Beldanga P.S. Case No.98/2026 dated 13.02.2026  
U/s.329(4)/64/62 of BNS.

1. Aminul Hoque @ Md. Aminul Hoque ..... Accused/petitioner(s).  
Vs.  
The State ..... Opposite Party.

Order No.02 dated 23.03.2026

The application for bail U/s.483 of BNSS filed by the petitioner as named above is taken up for hearing.

Heard the Ld. lawyer for the accused petitioner and the Ld. P.P., Murshidabad.

It is submitted for the accused petitioner that the present accused petitioner has falsely been implicated in this case and is in custody since 14.02.2026 and considering the same, he may be granted bail.

It is also submitted by the Ld. Advocate for the petitioner that no such application for bail on the selfsame cause of action has been filed before or rejected by Hon'ble Court, to which, the Ld. P.P. expressed his agreement.

Ld. P.P., Murshidabad has raised objection to the prayer for bail.

Perused the materials available in case record and the C.D.

I have gone through the F.I.R. and statement of alleged victim lady, recorded U/s.183 of BNSS wherein a discrepancy appeared with regard to the version of the victim lady in material point.

The Medical document reveals that the alleged victim lady has refused to undergo Medico Legal Examination.

Considering the nature of allegation made, materials in C.D., the apparent inconsistency in the statement of the alleged victim lady made in her F.I.R. and her statement U/s.183 of BNSS, her refusal to Medico Legal Examination and also considering the period of detention of the accused petitioner in custody since 14.02.2026, and the fact that as per the story of F.I.R., no wearing apparel of the alleged victim lady was seized, I am of the view that further custodial interrogation of the present accused person is not necessary for the purpose of investigation.

Accordingly, the prayer for bail stands allowed.

Accordingly, the petitioner as named above in c/w the above noted P.S. case, shall be released on furnishing bail bond of Rs.5,000/- with two sureties of Rs.2,500/- each, subject to the satisfaction of the Chief Judicial Magistrate, Murshidabad.

The Crl. Misc. Case is thus disposed of.

Dictd. & Cortd.  
by me.

S. J., Msd. (I/C.)

Sessions Judge, Murshidabad  
(In-Charge)