

In the Court of Sessions Judge, Murshidabad

Present : Sri Satya Arnab Ghosal (JO-WB00809),
Sessions Judge, Murshidabad (In-Charge)

Crl. Misc. Case No.2799/2026

Ref. : Raghunathganj P.S. Case No.654/2026 dated 28.05.2026
U/s.69 of BNS.

1. Subrata Majhi Accused/petitioner(s).
Vs.
The State Opposite Party.

Order No.02 dated 29.06.2026

This is an application for anticipatory bail U/s.482 BNSS filed for the accused petitioner Subrata Majhi.

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

I have heard the Ld. Defence Advocate. I have also heard the Ld. P.P., Murshidabad.

I have gone through the written complaint as well as the statement of the victim lady, recorded U/s.183 of BNSS.

Admittedly, the accused petitioner and the victim lady were involved in relationship for above 10 years.

The detailed statement of the victim lady U/s.183 of BNSS does not actually make out either of the following :

Deceitful means was employed or promise to marry without any intention of fulfilling the same to initiate physical intimacy with the victim;

A relationship of 10 years is not very compatible with the idea of deception or making of false promise to marry.

These artifices shall work over a short period of time. When the time period is 10 years, one gets the possibility of physical intimacy with complete knowledge of the antecedents of both the consenting adults. This possibility can be taken to the scale of certainty where, as in the present case, the victim is found to be a divorcee with a child of 15 /16 years of age.

In this case custodial interrogation is not necessary but the accused petitioner must aid and assist the investigation process.

The application for anticipatory bail U/s.482 of BNSS stands **allowed**.

In the event of arrest of the accused petitioner as named above, in c/w the above noted P.S. case, he 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 O.C. / I.C. of the concerned police station on condition to meet with the IO. **twice in a week** till submission of report in final form.

If released on bail, the petitioner is directed to comply with the conditions mentioned in Section 482(2) of BNSS.

T.C.R. & C.D. be returned.

The Crl. Misc. Case is thus disposed of.

Dictd. & Cortd.
by me.

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

Sessions Judge, Murshidabad
(In-Charge)