

**IN THE COURT OF THE ADDITIONAL DISTRICT & SESSIONS JUDGE, 2ND COURT,
MALDA.**

CRIMINAL MISC CASE NO 112/2026

Present : Abir Chatterjee
J.O CODE WB00833
Judge, Special Court,
ADJ 2nd Court, Malda I/C

Ref:-Mothabari P.S Case No. 270/2026 dated 07-04-2026

Order No.02 dated 22-07-26

The instant Criminal Misc Case u/s 482 BNSS is fixed up today for hearing.

The application u/s 482 BNSS is moved by Ld. Advocate for the accused persons, namely, Sarefa Bibi @ Mst Sarefa Bibi and Kohinur Bibi praying for anticipatory bail in connection with *Mothabari* P.S Case No. 270/2026 dated 07-04-2026 *under Section 351(2)/61(2) of BNS r/w Section 9/10/11 of Prohibition of Child Marriage Act.*

CD is produced.

It is submitted by Ld. Advocate for accused persons that one Kaba Sk. @ Kabatulla is the principal accused that this is completely a false case and accused persons are not involved in any offence. He prays for bail of the accused persons on any terms and conditions.

Ld. Special P.P. has raised objection .

Complainant and VG are present.

Perused the statement of the V.G u/s 183 of BNSS and the statement of the witness u/s180 of BNSS. Heard both sides and considered.

It appears that section of POCSO Act is not attracted to the petitioners. Investigation is concluded. Custodial investigation is not required and co accused on similar footing are on bail.

In the present facts and circumstances, prayer of anticipatory bail under section 482 of BNSS for petitioners, namely, Sarefa Bibi @ Mst Sarefa Bibi and Kohinur Bibi are allowed.

The petitioners, namely, Sarefa Bibi @ Mst Sarefa Bibi and Kohinur Bibi will be released on bail of Rs.5,000/-each with two registered sureties of Rs.2,500/- each, on condition that the petitioners will follow the provision laid down in Section 482(2) BNSS and also co-operate with the I.O. for investigation and will appear before this Court on each and every date.

The instant Crl. Misc. Case is accordingly disposed of.

Return C.D.

Let a copy of this order be sent to the Superintendent of Police, Malda for information.

Dictated & Corrected

*Judge, Special Court,
ADJ 2nd Court, Malda. I/C*

*Judge, Special Court,
ADJ 2nd Court, Malda.I/C*

No. / ADJ-II, Malda, Dated 22-07-2026

Copy of order be sent to the Superintendent of Police, Malda for information and necessary action.

*Judge, Special Court,
ADJ 2nd Court, Malda.*