

Crl. Misc. Case No. 625 of 2026

Present : Smt. Sangita Dutta

Sessions Judge, Malda. (*In-charge*)

Order No. 02 dated 11-03-2026

This is an application u/s 482 of B.N.S.S. filed on behalf of the present petitioners namely, 1. Faruk Sk. @ Faruk Sekh, 2. Rintu Sk. 2 Rintu Sekh and 3. Rakim Sk. @ Rakim Sekh in connection with Baishnabnagar P.S. Case No. 172/2026 dated 14.02.2026 under Sections 191(2)/221/132/121(1)/324(4)/110 of B.N.S. Read with Section 3 of PDPP Act. The said application is taken up for hearing.

Before proceeding with hearing the said application, this Court specifically queried from the Ld. Advocate representing the present petitioners as to whether any other similar application is pending in either the Hon'ble Court, Calcutta or in the Hon'ble Supreme Court. This Court further queried whether there has been any earlier rejection of any application for bail in an earlier occasion by the Hon'ble High Court or the Hon'ble Supreme Court.

The Ld. District P.P. as well as the Ld. Advocate representing the present petitioners submitted that no such application is pending and/or there is no order of rejection from either the Hon'ble High Court, Calcutta or the Hon'ble Supreme Court.

The Ld. Advocate representing the present petitioners submits that the petitioners herein are innocent and they have been falsely implicated in the instant case. They have no nexus with the offence as alleged. He, therefore, prays for anticipatory bail in respect of the present petitioners on any condition.

The learned District P.P. submits that the instant case is indeed a serious one and allowing the prayer for anticipatory bail would highly prejudice the prosecution. He, therefore, prays for rejection of the prayer for anticipatory bail.

Ld. Advocate representing the present petitioners and the Ld. District P.P. is heard at length.

Perused the LCR and CD.

Upon perusal of the CD and LCR it appears that the instant case has been arisen out of one complaint made by S.I. Matahar Hossain of Baishnabnagar P.S. against the accused-petitioners along with others with the allegation of hooliganism and attack on the police personnel while they were executing their duty to arrest one Sefali Bibi regarding dealing with narcotic substances. Considering the materials on record and the statements available in the CD and social impact of the alleged offences, I do not find that this is a fit case to allow the anticipatory bail prayer. Accordingly, the prayer for anticipatory bail stands rejected.

Return the L.C.R and the C.D.

The Crl. Misc. Case is thus disposed of.

Dictated & Corrected by me,

Sessions Judge, Malda. (I/C)

Sessions Judge, Malda. (I/C)