

IN THE COURT OF SESSIONS JUDGE, MALDA.

**Present : Shri Subhankar Sen,
Ld. Sessions Judge, Malda.**

Criminal Misc. Case No. 804 of 2026

Order No. 02 dated 07-04-2026

The application, praying for bail, under section **482 of the BNSS**, submitted on behalf of the accused/petitioner, namely **Sekh Lucky @ Sk. Laki**, who apprehend arrest, in connection with **Ratua P.S. Case No. 128/2026 dated 02.02.2026 under Sections 126(2)/221/121(1)/121(2)/132/351(2)/352/3(5) of the BNS**, is taken up for hearing along with LCR and C.D.

At the outset, Ld. Defence Counsel mentioned that no other bail application in respect of the accused/petitioner has been preferred or pending or rejected before any higher authority concerned.

The anticipatory bail prayer is moved by the learned Advocate on behalf of the petitioner. Ld. Advocate for the petitioner submits that the petitioner has been falsely implicated in this case. He also submits that in order to constitute and obtains punishable under Section 121 of BNS there has to be grievous hurt. But the injury is simple and the other FIR named accused persons have already been granted bail. Therefore, Ld. Advocate for the accused/petitioner prays for bail on any condition this Court may deem fit and proper.

Learned P.P., on the other hand raised objection against the bail prayer and submitted that although the injury suffered by the police personnel are simple in nature yet, considering the attempt that has been made by the accused-petitioners should not be ignored.

Considered the submissions of both sides.

Perused the materials on record and CD.

Having heard the submissions of both sides, as aforesaid, and perusing the materials in LCR and CD and other documents placed before me, it appears that the nature of the injury suffered by the police personnel is simple and the other accused persons arising out of the FIR have already been granted bail previously.

In view of such facts, I do not think any fruitful purpose would be served by way of custodial interrogation of the present accused/petitioner. Therefore, I am inclined to grant him pre-arrest bail. Thus, the prayer for pre-arrest bail stands **allowed**.

Hence, it is

ORDERED

that in the event of arrest in connection with above mentioned case, the petitioner, namely **Sekh Lucky @ Sk. Laki** may be released on bail on furnishing bail bond of **Rs. 4,000/-, with two registered sureties of Rs. 2,000/- each**, subject to the satisfaction of the arresting police officer and comply the conditions, as enumerated under Section **482(2) of the BNSS**.

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

Thus, the Criminal Misc. Case is hereby disposed of.

Dictated & corrected by me

Sessions Judge, Malda.

Sessions Judge, Malda.