

IN THE COURT OF SESSIONS JUDGE, MALDA.

Present : Mr. Subhankar Sen.

Ld. Sessions Judge, Malda.

Criminal Misc. Case No. 969 of 2026

Order No. 02, dated 07.04.2026

The application, under section 483 of the B.N.S.S, submitted on behalf of the accused/petitioner, viz. **Gita Mandal**, who is in custody, in connection with Baishnabnagar P.S. Case No.92/2026 dated 25.01.2026 under section 85/103(1)/61(2) of the B.N.S is taken up for consideration along with the L.C.R. 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 bail prayer is moved by the learned lawyer on behalf of the accused/petitioner. Ld. Advocate for the accused/petitioner submits before the Court that this accused/petitioner is the mother-in-law of the victim/deceased and she is in custody for about 70 days. So, he prays for bail on any condition this Court may deem fit and proper.

Learned P.P.,Malda opposes the prayer for bail contending that this is a case of homicide of the victim who was married about 11 years ago and since of her marriage she was tortured. So, the bail prayer should be rejected.

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 materials placed before me it appears that the this accused/ petitioner happens to be the mother-in-law of the victim and according to the post mortem report and other materials in the the CD, victim was murdered after 11 years of her marriage. However, after going through the materials in the CD including the statement of the witnesses recorded under Section 183 of the BNSS and also considering the fact that this accused/petitioner is aged one and has been languishing in custody since 26.01.2026 and the main allegation is being against the husband of the victim and that no application under Section 483 BNSS is either pending before or rejected by the Hon'ble Court so far as the present accused/petitioner is concerned, I do not think that no fruitful purpose would be served by her further custodial detention. Considering the aforesaid fact, I am inclined to enlarge the accused/petitioner on bail. So, prayer for bail is considered and **allowed**. The accused viz. **Gita Mandal** be released on bail upon furnishing bond of Rs.10,000/- with two sureties of Rs.5,000/-each, subject to the satisfaction of the Ld. C.J.M, Malda with a condition to meet the Investigating Officer as and when called for.

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

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

Dictated & Corrected by me,

Sessions Judge, Malda.

Sessions Judge, Malda.