

Present : Sri Debdeep Manna
Additional Sessions Judge (FTC-I), Krishnagar
and In-charge of Sessions Judge, Nadia.

Criminal Misc. Case No. 326 of 2026

Order No. 03
17-03-2026

The application for anticipatory bail U/s 482 of the BNSS filed on behalf of accused/petitioners, namely, **(1) Sukanta Biswas, (2) Sangita Biswas, (3) Bimal Biswas and (4) Anima Biswas** who apprehend arrest in connection with **Hanskhali P.S.** Case No. 496/2025 dated 10.07.2025 under section 329(4)/115(2)/117(2)/110/74/76/3(5) of the BNS, 2023 is taken up for hearing along with LCR and CD.

Heard Learned Advocate for the accused/petitioners as well as Learned Public Prosecutor.

At the outset, Learned Advocates of both sides state that no similar bail application is preferred, pending before or rejected by any Higher Court of law.

Learned Advocate for the accused/petitioners, while moving the application under section 482 of the BNSS, submits before the Court that there has been land dispute between the parties and over this issue the incident of assault took place and the instant case has been initiated. Notice under section 35(3) has been served upon the petitioners. Investigation in this case has been completed. So, on any condition, the prayer for anticipatory bail of the accused/petitioner should be allowed.

On the other hand, Learned Public Prosecutor submitted before the court that there is nothing in the CD with regard to assault.

Considered the submissions of both sides.

Perused the materials on record and CD.

Having heard submission of both sides, as aforesaid and perusing the materials in LCR and CD and other materials placed before me, it appears that this accused/petitioners are named in the FIR. Though there has been allegation of outraging female modesty but I do not find any seizure list in respect of wearing apparels.

However, investigation in this case has been completed and charge sheet has been submitted.

In view of the aforesaid fact and considering the entire aspect, I do not find any justification requiring the custodial interrogation of the accused/petitioners, above-mentioned, for the sake of investigation and as such, I am inclined to allow the prayer for anticipatory bail filed under section 482 of the BNSS to the accused/petitioners, above-named.

Hence, the prayer for anticipatory bail under section 482 of the BNSS stands **allowed**.

Accordingly, in the event of arrest, in connection with the above-mentioned case, each of the accused/petitioners, stated above, shall be released on bail on furnishing bond of Rs. 4000/- with two sureties of Rs. 2000/- each, subject to the satisfaction of the Arresting Officer and on conditions as is envisaged under Section 482(2) of the BNSS.

CD and LCR be returned.

Criminal Misc. Case, is, thus, finally disposed of.

Dictated & Corrected by me

Sd/- Debdeep Manna

Sessions Judge, Nadia

(In-Charge)

17-03-2026

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Sessions Judge, Nadia

(In-Charge)

17-03-2026,