

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

Criminal Misc. Case No. 476 of 2026

Order No. 02
10-03-2026

The application for anticipatory bail U/s 482 of the BNSS filed on behalf of accused/petitioner, namely, **(1) Arjun Mandal** who apprehends arrest in connection with **Tehatta P.S.** Case No. 124/2026 dated 20.02.2026 under section 64(1) of the BNS, 2023 is taken up for hearing along with LCR and CD.

Heard Learned Advocate for the accused/petitioner 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 petitioner has been falsely implicated in this case. Complainant herself is the victim of this case. She is a major married lady. Incident took place on 16-02-2026 and the complaint was lodged on 20-02-2026. The allegation as alleged against the petitioner is false. So, on any condition, the prayer for anticipatory bail of the accused/petitioner should be allowed.

On the other hand, Learned Public Prosecutor raises strong objection against the prayer for anticipatory bail. It has been submitted that there has been allegation against this accused.

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, statement of the victim recorded under section 183 BNSS and other materials placed before me, it appears that there has been specific allegation against this accused of committing rape upon the victim. The offence is serious in nature.

However, considering the material in the C.D. also considering the statement of victim recorded under section 183 of the BNSS and nature of offence as alleged, I think custodial interrogation of this accused/petitioner is required for the sake of investigation and accordingly, I am not inclined to allow the prayer for anticipatory bail filed under section 482 of the BNSS to the accused/petitioner, above-named.

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

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)

10-03-2026

Sd/- Debdeep Manna

Sessions Judge, Nadia

(In-Charge)

10-03-2026,