

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

Criminal Misc. Case No. 582 of 2026

Order No. 02
30-03-2026

The application for anticipatory bail U/s 482 of the BNSS filed on behalf of accused/petitioner, namely, **(1) Beauty Adhikary** who apprehends arrest in connection with **Kotwali P.S.** Case No. 1426/2025 dated 26.12.2025 under section 316(2)/318(4)/338/340/351(2)/61(2) 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/petitioner, while moving the application under section 482 of the BNSS, submits before the Court that this accused/petitioner being the wife brother of the complainant. It has been stated that a partition suit was filed and said suit was ultimately disposed off by partitioning the ejmali property metes and bounds. In course, the mother understood that the husband of the instant petitioner Debasish Adhikary got more than his portion for which a settlement was reached and money of Rs. 1,45,208/- was transferred in favour of Gita Adhikary and Sujit Adhikary, the complainant. Subsequently, husband of Beauty Adhikary namely, Debasis Adhikary transferred his portion of land in favour of Beauty Adhikary by a registered instrument and that registered instrument is under challenged. The petitioner has been falsely implicated in this case. So, on any condition, the prayer for anticipatory bail of the accused/petitioner should be allowed.

On the other hand, Learned Public Prosecutor opposes the prayer for anticipatory bail.

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 petitioner is named in the FIR and the instant case has been initiated with regard to a registered instrument alleging that the said registered instrument is forged one. The matter is civil in nature. Petitioner and the complainant is co-sharer in the respect of the suit property.

However, considering the materials on record as well as C.D. and that the allegation is civil in nature, I do not think that any fruitful purpose would be served by way of custodial interrogation of the accused/petitioner for the sake of investigation and thus, I am inclined to allow the prayer for anticipatory bail filed under section 482 of the BNSS to the accused/petitioner above-mentioned.

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

Accordingly, in the event of arrest, in connection with the above-mentioned case, the accused/petitioner, 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, with direction upon the accused/petitioners to meet the Investigating Officer as and when called for and they must co-operate with the Investigating Officer during investigation.

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)

30-03-2026

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Sessions Judge, Nadia
(In-Charge)

30-03-2026,