

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

Criminal Misc. Case No. 380 of 2026

Order No. 02
17-03-2026

The application for anticipatory bail U/s 482 of the BNSS filed on behalf of accused/petitioner, namely, **(1) Rajen Bind** who apprehends arrest in connection with **Nakashipara P.S.** Case No. 89/2026 dated 27.01.2026 under section 117(2)/109/351(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 accused/petitioner has been falsely implicated in this case. It has been stated that complainant, being intoxicated condition fell down on the ground and sustained injury. So, considering injury report the prayer for anticipatory bail of the accused/petitioner should be allowed.

On the other hand, Learned Public Prosecutor raises objection against the prayer for anticipatory bail. It has been submitted that there has been allegation of assault against this accused/petitioner by iron rod on the head of the complainant, for which he received bleeding injury.

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, injury report and other materials placed before me, it appears that accused/petitioner was in the habit of disturbing public in the locality and on protest complainant was assaulted by iron rod on his head, as a result of which he received cut injury over scalp. Investigation is going on.

However, considering the material in the C.D. and also considering that the investigation is at initial stage, I think custodial interrogation of the accused/petitioner, above-mentioned, is required for the sake of investigation and as such, 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)
17-03-2026

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Sessions Judge, Nadia
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