

IN THE COURT OF Sessions Judge in charge, NORTH 24 PARGANAS

Present: **Sri Parag Neogi (WB-00957)**

Sessions Judge in charge, North 24 Parganas.

Criminal Misc. Case No.302 of 2026

Rasmani Sardar and others V/s The state.

Order no. 02 dated 05.03.2026:

The instant application u/s. 482 B.N.S.S filed by the petitioners, **Rasmani Sardar, Sabari Samanta and Subhankar Samanta** in c/w Haroa P.S. case No.23/2026 dated 16.01.2026 u/s. 85/115(2)/117(2)/75/3(5) of B.N.S. is taken up for hearing and order.

L.C.R received. C.D is also produced.

Heard the learned advocate for the petitioners accused and the learned P.P In-charge.

Ld. advocate for the petitioners submits that the petitioners happen to be the in laws of the victim and husband and father in law were granted bail and the present petitioners used to reside separately in a separate mess and in support of his contention, the ld lawyer for the petitioners files some copies of the documents along with firisti and also submits that there is a matrimonial discord in between the parties and all the witnesses are the members of the family of the defacto complainant and that the petitioners have permanent hearth and home and they will not abscond. In view of that, there is no need for custodial interrogation of the petitioners at this stage and considering the same, in any stringent terms and conditions, their prayer for anticipatory bail may be granted.

It is submitted by Ld. Advocate for the accused that no bail petition is pending before or rejected earlier by this court or by any upper court.

Ld. P.P in charge raises objection and submits that the statements recorded under Section 180 and 183 of B.N.S. are lying with the C.D. He also submits that the petitioners did not return the seized articles.

Hd. Both sides. Perused the materials in the C.D. Considered.

The investigation is at a stagnant stage. Other co-accused persons are already on bail. Materials on C.D do not support the prosecution version that the custodial interrogation is required.

Considering above, I am inclined to allow their anticipatory bail prayer.

Accordingly, in the event of arrest, the accd persons namely **Rasmani Sardar, Sabari Samanta and Subhankar Samanta** may find bail on furnishing bond of Rs.5,000/- each with two sureties of Rs.2,500/- each of like amount, subject to the satisfaction of Arresting Officer, and to comply with the provision as laid down u/s. 482(2) B.N.S.S subject to condition that they also shall not directly or indirectly try to meet, interact, influence or intimidate the complainant or witnesses, and also shall not try to tamper with the evidence in any manner whatsoever and on further condition that the petitioners shall appear personally on every date before the Jurisdictional Court and they shall appear before the ld Court below for regular bail within three weeks.

Return the L.C.R along with a copy of this order to the concerned Court for information and necessary action.

C.D be returned.

The instant C.M.C is disposed of.

Dictated & corrected by me.

**Sri Parag Neogi,
Sessions Judge in charge,
North 24 Parganas.**

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