

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. 316 of 2026

Samrat Box Mondal V/s The state.

Order no. 02 dated 09.03.2026:

The instant application u/s. 482 B.N.S.S filed by the petitioner, **Samrat Box Mondal** in c/w Swarupnagar P.S. case No.40/2026 dated 28.01.2026 u/s.318(4)/303(2)/317(2) of B.N.S and 7(1)(a)(ii) of E.C. Act is taken up for hearing and order.

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

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

Ld. advocate for the petitioner submits that the petitioner was not involved in the alleged offence and that he has been falsely implicated in this suo-moto complaint lodged by the defacto complainant and that the petitioner is not the principal accused and he has complied with the notice under Section 35(3) of B.N.S, the copy of which is filed and also submits that he is cooperating with the investigation and that search and seizure has already been made and that the allegations are completely false. In view of that, there is no need for custodial interrogation of the petitioner at this stage and considering the same, in any stringent terms and conditions, his 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. Public Prosecutor in charge appearing on behalf of the State has submitted that the statement recorded under Section 180 of B.N.S.S as lying in the C.D transpires the gravity of the allegations and on the basis of that, it will not be justifiable to grant anticipatory bail at this stage. He also submits that L.P.G cylinder has already been recovered.

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

It appears that seizure has already been made. The notice under Section 35(3) of B.N.S.S was served to the petitioner, to which the petitioner has complied with, which shows that custodial interrogation is not required for the purpose of investigation. Hence, his anticipatory bail prayer is allowed.

Accordingly, in the event of arrest, the accd person namely **Samrat Box Mondal** may find bail on furnishing bond of Rs.5,000/- 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 he 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 petitioner shall appear personally on every date before the Jurisdictional Court and he shall appear before the Id 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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Sessions Judge in charge, North 24 Parganas.**