

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. 365 of 2026

Bibekananda Sarka @ Sonai @ Vivekananda Sarkar V/s The state.

Order no. 05 dated 12.03.2026:

The instant application u/s. 483 B.N.S.S filed by the petitioner, **Bibekananda Sarka @ Sonai @ Vivekananda Sarkar** in c/w Bidhannagar South P.S. case No.191/2025 dated 31.10.2025 u/s.140(3)/303(2)/103(1)238/61(2)/103(2) of B.N.S. is taken up for hearing and order.

L.C.R received. C.D is 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 lodged by the defacto complainant and that the petitioner is a driver by profession and that he is not named in the F.I.R and transit remand was allowed and he had no role to play in the alleged offence and that the investigation ended into chargesheet against 5 accused persons as is revealed from the ordersheet dated 31.01.12026 and one accused has not been chargesheeted in this case though he was named in the F.I.R and there was no prayer for T.I.P and cognizance is yet to be taken and that the allegations are completely false and that the petitioner has been detained in custody since 17.11.2025 I.e for a considerable period of time. In view of that, there is no need for further detention of the petitioner at this stage and considering the same, in any stringent terms and conditions, his prayer for 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 raises objection. He also submits that chargesheet has already been submitted.

Hd. Both sides. Perused the materials in the Case record. Considered.

It appears that chargesheet has already been submitted. All the accused persons are in custody. The record is ready for trial.

On the basis of the materials available before me which are weighed against the settled principles to grant bail to a person, I am of the opinion that the petitioner in this case is not entitled to a favourable order.

On the basis of the discussion as above, I am inclined to reject his bail prayer.

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

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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