

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

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

Sessions Judge in charge, North 24 Parganas

Criminal Misc. Case No.796 of 2026

Arun Biswas and Asish Biswas V/s The state.

Order no. 04 dated 02.06.2026:

The application for bail under section 482 of B.N.S.S. filed on behalf of the accused petitioners namely **Arun Biswas and Asish Biswas** in connection with Rahara P.S Case no.62 of 2024 dated 14.02.2024 under section 302 of I.P.C is taken up for hearing.

T.C.R is 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 have been falsely implicated in the suo-moto complaint lodged by police and that investigation has ended into chargesheet and that some co-accused persons have been granted bail and as such there is nothing left for investigation and accordingly there is no justification for custodial interrogation of the present petitioners and that the petitioners are auto driver by profession. He also submits that the petitioners are ready to face the trial. Ld. Lawyer for the petitioners further submits that they have permanent hearth and home and as such there is no chance of their abscontion and they are ready to comply with any other condition if be imposed and in view of that, custodial interrogation of the present petitioners is not required and as such their prayer for bail should be allowed. He further submits that no such application of these petitioners has either been moved before or rejected by the Hon'ble Court on any previous occasion. Hence, he prays for grant of bail of the accused petitioners on any condition as deemed fit..

Ld. P.P in charge raises strong objection, relying on the materials on the C.D.

Hd. both sides. Perused the T.C.R. and materials therein. Considered the rival submissions.

On behalf of the petitioners, it has been prayed that their custodial interrogation is not necessary as the investigation has been completed. The materials in the C.D however speaks otherwise and are eloquent about the gravity of the offence alleged against the petitioners. Other materials like statements of witnesses, seizure list support the prosecution case. The above mentioned facts and circumstances and the fact of submission of chargesheet are not found to be sufficient enough to allow petitioners' prayer favourably when it is categorically found that upon release, the petitioners may have the opportunity to influence the witnesses or even evade the process of trial. Hence, their anticipatory bail prayer is rejected.

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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