

**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. 511 of 2026

Ashis Bagal V/s The state.

Order no. 02 dated 05.03.2026:

The instant application u/s. 483 of B.N.S.S filed by the petitioner, **Ashis Bagal** in c/w Ashokenagar P.S. case No.89/2023 dated 12.02.2023 u/s.399/402 of I.P.C is taken up for hearing and order.

L.C.R has been 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 initially he was on bail as granted by this Court in connection with C.M.C. no. 611/2023 dated 21.02.2023 and due to mis-communication and misunderstanding, he failed to attend the Court, due to which W/A was issued against him on 25.11.2025 and he was shown arrested in this case on 07.02.2026 and since then he has been detained in custody, however he is undertaking that he will not make any such type of mistake in future and at any stringent terms and conditions, he may be granted bail and that the petitioner was not involved in the alleged incident and that investigation ended into chargesheet and other co-accused persons are already on bail and that the petitioner is a local resident and as such there is no chance of his abscontion. He further submits that no such application of this petitioner 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 petitioner on any condition as deemed fit.

Learned Public Prosecutor in charge appearing on behalf of the State has submitted that admittedly he was on bail and subsequently he misused his liberty of bail, however, he has submitted that granting of bail is a discretionary power as vested upon the Id Judge.

Hd. Perused. Considered.

It appears from the record that in spite of availing bail from the Court, the petitioner misused the liberty and remained absent for the reason of which warrant of arrest was issued against him on 25.11.2025. However, the petitioner was shown arrested in this case on 07.02.2026 and since then he has been detained in custody. Besides this, chargesheet has already been submitted after completion of investigation and co-accused persons are enjoying the privilege of bail.

Considering the entire scenario, this Court is of the view that perhaps the accused has learnt a good lesson towards the consequence of misusing the liberty of bail. Considering all aspects, this Court thinks that the bail prayer of the accused may be allowed on some conditions.

The petitioner namely **Ashis Bagal** may find bail upon furnishing bond of Rs 5,000/- with two sureties of Rs.2,500/- each, (other than previous sureties), subject to the satisfaction of Ld. C.J.M, North 24 Parganas, Barasat on condition that he shall not commit any offence while on bail and that he shall appear before the Ld. Court below on each and every date and in case of malafide absence of the petitioner, the Id Court below may cancel the bail without any reference to this Court.

Return the L.C.R.

Thus, the Cr. Misc. Case is disposed of.

Let a copy of this order be tagged with the case record.

Let a copy of this order be sent to the concerned P.S at once for strict compliance.

Dictated & corrected by me.

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

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