

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.529 of 2026

Jyoti Biswas 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, **Jyoti Biswas** in c/w Gopalnagar P.S. case No.687/2025 dated 17.11.2025 u/s.232(1) 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 petitioner submits that the petitioner is also an witness of the previous case and in support of his contention, the ld lawyer for the petitioner files a copy of summons to witness in connection with S.T.14(02)2025 under Section 103(1)/61(2)of B.N.S. and that other co-accused persons are on bail and the Section 232(1) of B.N.S does not lie at all in this case and also submits that the petitioner has permanent hearth and home and as such he will not abscond and that the entire fact has surfaced in the F.I.R, so there is hardly any need for custodial interrogation and detention. Ld. Counsel further contented that as there is no chance of tampering with evidence or hampering into investigation, 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.

On the other hand, Ld. P.P in charge raises objection, relying on the materials in the C.D. He also submits that the statements recorded under Section 180 of B.N.S.S are lying with the C.D.

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

It appears that the chargesheet has already been submitted which shows that no custodial interrogation is required for the purpose of investigation.

As the investigation is completed, petitioner's custodial interrogation is not found to be imperative, though considering the nature of the offence alleged against him, this Court is inclined to impose certain conditions while releasing him on bail, he shall not directly or indirectly try to meet, interact, influence or intimidate the complainant or her family members or witnesses of the previous case bearing no.Gopalnagar P.S case no. 552/2024 Dated 15.09.2024.

Considering all above, I am inclined to allow petitioner's anticipatory bail prayer. Hence, his pre-arrest bail prayer is allowed.

Accordingly, this Court directs that in the event of arrest, the petitioner namely **Jyoti Biswas** shall be released on bail upon furnishing a bond of Rs.5,000/- with two sureties of Rs.2,500/- each of like amount, subject to the satisfaction of the arresting officer, subject to the compliance of the condition as laid down in sub-section (2) of Section 482 of B.N.S.S and on condition that he shall not directly or indirectly try to meet, interact, influence or intimidate the complainant or her family members or witnesses of the previous case bearing no.Gopalnagar P.S case no. 552/2024 Dated 15.09.2024 and that he shall not involve any kind of disputes with the victim and shall not inflict atrocities upon the complainant and he shall not commit any offence while on bail and that he shall attend the Court on each and every date and he 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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