

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.676 of 2026

Md. Amirul Islam V/s The state.

Order no. 02 dated 24.03.2026:

The instant application u/s. 483 B.N.S.S filed by the petitioner, **Md. Amirul Islam** in c/w Deganga P.S. case No.145/2026 dated 14.03.2026 u/s. 329(4)/118(1)/117(2)/109/3(5) 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. Counsel for the petitioner submits that barring Section 109 of B.N.S, all other Sections are bailable in nature and that the petitioner and the defacto complainant are neighbours and that a hot altercation took place, but no such incident as alleged ever took place and that this petitioner has been detained in custody since 15.03.2026 i.e for a considerable period of time and that the victim was treated at Biswanathpur Health Center and that the petitioner is ready to cooperate with the investigation and to face the trial. Ld. Lawyer for the petitioner submits that he has permanent hearth and home and as such there is no chance of his abscontion and he is ready to comply with any other condition if be imposed and in view of that, further detention of the present petitioner is not required and as such his prayer for bail should be allowed. He further submits that no such application of this petitioner have 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..

Ld. P.P in charge submits that the statement under Section 180 of B.N.S.S was recorded and the injury report showing scalp injury is available in the C.D and raises strong objection.

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

Materials on C.D specially the injury report do not support the offences levelled against the accused person. Moreover, the accused is in custody for a considerable period of time.

Considereing above, I am inclined to allow his bail prayer on some conditions.

The petitioner namely **Md. Amirul Islam** may find bail upon furnishing bond of Rs 5,000/- with two sureties of Rs.2,500/- each, 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 ld Court below may cancel the bail without any reference to this Court.

C.D be returned.

Return the T.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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