

Criminal Misc. Case No.1354 of 2026

Present: Sukumar Ray

J.O. CODE NO.WB00590.

Sessions Judge, North 24-Parganas

Order No. 03 dated 14.08.2026

1. In this criminal Misc. case under section 482 of the Bharatiya Nagarik Surakhsha Sanhita, 2023 the accused/petitioners namely, **Kached @Kached Dalal, Jhony @Rabiul Islam Sardar, Abdulla @ Abdulla Gazi, Anisuddin Gazi @ Anis Gazi and Ekmal Gazi** who apprehend their arrest in connection with G.R no. of 2026 arising out of Swarupnagar Police Station case No.85 of 2026 dated 19.02.2026 under sections 126(2)/115(2)/117(2)/74/351(2)/3(5) of B.N.S have come up with a prayer for grant of anticipatory bail.

2. At the very outset, Ld. Advocate for the accused/petitioners submits that no application for bail has either been rejected by the Hon'ble High Court at Calcutta or is pending for disposal before the Hon'ble Court.

3. Ld. Advocate draws my attention to the paragraph no 6 of the application under section 482 of the Bharatiya Nagarik Surakhsha Sanhita, 2023.

4. Ld. Public prosecutor submits that there is no indication in the case diary which goes to suggest that prayer for anticipatory bail for the accused/petitioners has either been rejected by the Hon'ble High Court or is pending before the Hon'ble Court for disposal.

5. Ld. Advocate for the accused/petitioners submits that the petitioners are innocent and they have been falsely implicated in this case. Hence, he prays for anticipatory bail on any condition.

6. Ld. Public Prosecutor in charge namely Sri Brajendra Nath Majumder opposes the anticipatory bail prayer of these accused/petitioners.

7. I have carefully perused the materials in the case diary particularly the statements of the witnesses recorded under section 180 of the Bharatiya Nagarik Surakhsha Sanhita.

08. Considering the materials appearing in the case diary, particularly the statements of witnesses recorded under Section 180 of B.N.S.S, I am of the view that if the accused persons be liberated on pre-arrest bail, the investigation will not be hampered.

09. Accordingly, the prayer for anticipatory bail of the accused/petitioners namely **Kached @Kached Dalal, Jhony @Rabiul Islam Sardar, Abdulla @ Abdulla Gazi, Anisuddin Gazi @ Anis Gazi and Ekmal Gazi** stands allowed.

10. In the event of arrest, the accused/petitioners namely **Kached @Kached Dalal, Jhony @Rabiul Islam Sardar, Abdulla @ Abdulla Gazi, Anisuddin Gazi @ Anis Gazi and Ekmal Gazi** be enlarged on bail of Rs.4,000/- each with two sureties of Rs.2,000/- each of like amount, to the satisfaction of the Arresting Officer subject to the condition as enumerated in section 482(2) of the Bharatiya Nagarik Surakhsha Sanhita, 2023 with a condition that they shall appear before the jurisdictional Court and pray for regular bail within a period of four weeks from date.

11. Case diary be returned at once.

12. Let a copy of this order be sent down to the Court concerned.

13. Misc. case is disposed of.

Dictated & Corrected by me.

Sessions Judge, North 24 Parganas, Barasat

Sessions Judge,

North 24 Parganas, Barasat