

Criminal Misc. Case No. 2532 of 2026

Present: Sukumar Ray

J.O. CODE NO.WB00590.

Sessions Judge, North 24-Parganas

Order No. 02 dated 14.08.2026

1. In this criminal Misc. case under section 482 of the Bharatiya Nagarik Surakhsha Sanhita, 2023 the accused/petitioners namely, **Montu Ghosh and Mijanur Mondal** who apprehend their arrest in connection with G.R no 4020 of 2026 arising out of Basirhat Police Station case No.559 of 2026 dated 04.07.2026 under sections 341/326/307/34 of I.P.C 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 paragraph no.v 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 accused persons are innocent and they have been falsely implicated in this case and the incident took place in the year 2020. So, he prays for mercy of this Court.

6. Ld. Public Prosecutor in charge namely Sri Pradip Kumar Biswas opposes the anticipatory bail prayer of these accused/petitioners on the ground that there are sufficient incriminating materials against the accused person for the offence complained of.

7. I have carefully perused the F.I.R, contents of the case record as well as case diary particularly the statements of the witnesses recorded under section 180 of the Bharatiya Nagarik Surakhsha Sanhita.

8. Considering the materials appearing in the case diary and the role of the accused/petitioner no.2 namely **Mijanur Mondal**, I do not find any just cause to liberate the accused/petitioner no.2 namely **Mijanur Mondal** on pre-arrest bail.

9. Accordingly, the prayer for anticipatory bail of the accused/petitioner no.2 namely **Mijanur Mondal** stands rejected.

10. Considering the materials appearing in the case diary and the role of the accused/petitioner no.1 namely **Montu Ghosh**, I am of the view that custodial interrogation of the accused/petitioner no.1 namely **Montu Ghosh** is not necessary.

11. Accordingly, the prayer for anticipatory bail of the accused/petitioner namely **Montu Ghosh** stands allowed.

12. In the event of arrest, the accused/petitioner namely **Montu Ghosh** be enlarged on bail of Rs.5,000/- with two sureties of Rs.2,500/- 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 Suraksha Sanhita, 2023 with a condition that he shall appear before the jurisdictional Court and pray for regular bail within a period of four weeks from date.

13. Case diary be returned at once.

14. Let a copy of this order along with the TCR be sent down to the Court concerned.

15. Misc. case is disposed of.

Dictated & Corrected by me.

Sessions Judge, North 24 Parganas, Barasat

Sessions Judge,

North 24 Parganas, Barasat