

Criminal Misc. Case No.2551 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, **Joydeb Das, Mijan Molla, Yakub Sardar, Karimul Molla, Siddik Molla and Sufian Mondal** who apprehend their arrest in connection with G.R no.4021 of 2026 arising out of Basirhat Police Station case No.560/2026 dated 04.07.2026 under sections 341/447/323/325/354/379/506/34 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 the paragraph no iv 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. So far as the petition praying for bail in respect of the petitioner nos 1,2, 4, 5 and 6 namely **Joydeb Das, Mijan Molla, Karimul Molla, Siddik Molla and Sufian Mondal** is concerned, the same be rejected being not pressed by the ld lawyer for the defence.

5. Ld. Advocate for the rest of the accused/petitioner submits that the accused/petitioner is innocent and he has been falsely implicated in this case. He further submits that the incident took place about six years back. Hence, he prays for anticipatory bail on any condition.

6. Ld. Public Prosecutor in charge namely Sri Amit Kumar Das opposes the anticipatory bail prayer of these accused/petitioner.

7. I have carefully perused the contents of the F.I.R and the materials in the case diary particularly the statements of the witnesses recorded under section 180 of the Bharatiya Nagarik Suraksha Sanhita.

8. 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 custodial interrogation of the present petitioner is not necessary in this case.

09. Accordingly, the prayer for anticipatory bail of the accused/petitioner namely **Yakub Sardar** stands allowed.

10. In the event of arrest, the accused/petitioner namely **Yakub Sardar** 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 Surakhsa 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.

11. Case diary be returned at once.

12. Let a copy of this order along with the TCR 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