

**IN THE COURT OF THE ADDITIONAL DISTRICT & SESSIONS JUDGE,  
1ST COURT, ALIPORE**

**Special Court under the Scheduled Castes and Scheduled Tribes  
(Prevention of Atrocities) Act, 1989**

South 24-Parganas

**Present : Sri Rajesh Chakraborty (JO Code-WB00764)  
Additional Sessions Judge, 1<sup>st</sup> Court, South 24 Pgs at Alipore**

**Criminal Misc. Case 926 of 2026**

**(Arising out of SPL Case No. 65 of 2025)**

and Karaya Police Station Case No. 288 of 2025 dated 03.12.2025 Under Sections 126(2)/115(2)/327(2) of the Bharatiya Nyaya Sanhita read with Section 3(1)(x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act

**State**

**Versus**

**Arbaz Khan @ Harvansh Khan**

**Order No. 04 dated 23.04.2026**

Today is fixed for hearing.

Accused person Arbaz Khan @ Harvansh Khan has appeared before this Court by surrendering and has prayed for bail.

It has been submitted on behalf of the accused that he is innocent and has been falsely implicated in the present case upon exaggerated and concocted allegations. It is contended that no offence as alleged has been committed by him and that the real dispute between the parties relates to repayment of a sum of Rs. 50,000/- said to have been advanced as loan, which according to the defence has given rise to animosity. It has further been submitted that the accused has cooperated with the investigating agency and in response to notice under Section 35(3) of the Bharatiya Nagarik Suraksha Sanhita, he met the Investigating Officer and joined investigation. Prayer has therefore been made for grant of bail.

The de facto complainant is present in Court.

Learned Public Prosecutor has opposed the prayer for bail.

Heard the learned advocates appearing for the parties. Perused the case diary and the materials available in the record. It appears that the First Information Report was lodged on 03.12.2025. The materials presently collected during investigation have been considered. At this stage, the accusation is yet to be tested in trial and detailed appreciation of evidence is neither desirable nor permissible. It is, however, relevant to note that the accused has surrendered before the Court and there is material to indicate that he had earlier responded to notice issued by the Investigating Officer and joined investigation. There is nothing in the

case diary to show that after such cooperation he absconded, tampered with evidence, threatened witnesses, or deliberately evaded the process of law.

The object of bail is to secure the attendance of the accused during investigation and trial and not to impose pre-trial detention as a measure of punishment. The investigation can continue even while the accused remains on bail, subject to conditions ensuring his cooperation. Having regard to the nature of allegations, the stage of investigation, the antecedent conduct of the accused in responding to police notice, and considering that his custodial interrogation does not appear imperative at this stage, this Court is of the opinion that further detention is not necessary.

Accordingly, the prayer for bail is allowed.

Let the accused person Arbaz Khan @ Haevansh Khan be released on bail upon furnishing bond of Rs. 3,000/- (Rupees Three Thousand only) with one surety subject to the satisfaction of Ld. CJM, Alipore, and subject to the usual conditions that he shall appear before the Investigating Officer as and when called for, shall not intimidate or influence the de facto complainant or any witness, shall not tamper with evidence, and shall remain present before the Court on each and every date fixed unless prevented by sufficient cause.

Violation of any of the above conditions shall entail cancellation of bail in accordance with law.

Let a copy of this order be supplied to the parties forthwith.

Copy of the order be forwarded to the Ld. CJM, Alipore for information and necessary action.

Dictated and corrected by me

Additional Sessions Judge,  
1<sup>st</sup> Court, Alipore

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1<sup>st</sup> Court, Alipore.