

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Criminal Misc Case No.3161 of 2026
Arising out of Special Case No – 310/2026

Present : Rimpa Roy (JO Code - WB00822)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas.

Order No.03 Dt.21.07.2026

This is an application for anticipatory bail filed by petitioners namely 1. **Montu Mondal @ Enamul Haque Molla** 2. **Santu Mondal @ Emdadul Molla**, 3. **Phoko Mondal @ Rejaul Haque @ Enjamul Haque Molla**, 4. **Zakir Laskar @ Zakir Hosen Laskar** 5. **Asmat Sipahi @ Asmat Sipai**, 6. **Karim Mondal @ Bholtu** 7. **Ramjan Molla @ Romjan Ali Molla**, 8. **Aryan Molla @ Ariyan Molla**, 9. **Sahil Molla**, 10. **Naaz Sipahi @ Najuddin Sepai**, 11. **Mahboob Laskar @ Meheubub Laskar**, 12. **Mojaffar Laskar**, 13. **Mintu @ Samsuddin Molla**, 14. **Mejbuddin @ Mesbauddin Molla**, 15. **Sakir Mondal @ Laltu @ Sakim Mondal** and 16. **Lucky Sipahi @ Lucky Ali Sipai** u/s 438 Cr.P.C. / 482 BNSS apprehending arrest in connection with Kalitala Ashuti PS Case No. 158 dated 05.07.2026 under sections 329(4)/ 115(2)/ 117(2)/ 74/ 351(2)/ 324(4) of BNS read with section 8 of POCSO Act.

The anticipatory bail application of petitioners is taken up for hearing in presence of both sides.

Ld. Advocate for the accused / petitioners submits that no such application u/Sec.482 BNSS is neither pending nor rejected before any superior Court.

Ld. Advocate for the accused / petitioners has submitted that his clients are innocent and have falsely been implicated in this case. Ld. Advocate submits that his clients have complied with the notice u/Sec.35(3) of BNSS and met with the IO. Thus he prays for bail.

Ld. Special PP-in-Charge raised objection against the prayer for bail.

Heard the Ld. Advocate for the accused / petitioners and the Ld. Special PP-in-Charge. I have also perused the materials in CD.

Considering the materials available in CD and also considering the fact that the present petitioners / accused persons have complied with the notice u/Sec.35(3) of BNSS and met with the IO, I think that there is no need for custodial detention of the present accused / petitioners.

Accordingly, I am inclined to allow anticipatory bail of the accused / petitioners. In the event of arrest in connection with the above referred case accused/petitioners namely

1.

Montu Mondal @ Enamul Haque Molla 2. **Santu Mondal @ Emdadul Molla**, 3. **Phoko Mondal @ Rejaul Haque @ Enjamul Haque Molla**, 4. **Zakir Laskar @ Zakir Hosen Laskar** 5. **Asmat Sipahi @ Asmat Sipai**,

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6. Karim Mondal @ Bholtu 7. Ramjan Molla @ Romjan Ali Molla, 8. Aryan Molla @ Ariyan Molla, 9. Sahil Molla, 10. Naaz Sipahi @ Najuddin Sepai, 11. Mahboob Laskar @ Mehebub Laskar, 12. Mojaffar Laskar, 13. Mintu @ Samsuddin Molla, 14. Mejbuddin @ Mesbauddin Molla, 15. Sakir Mondal @ Laltu @ Sakim Mondal and 16. Lucky Sipahi @ Lucky Ali Sipai may find *bail* of Rs. 3,000/- (rupees three thousand only) each with two sureties of Rs. 1500/- (rupees one thousand and five hundred only) each to the satisfaction of arresting officer with condition that they shall cooperate with I.O during investigation and shall also comply all the requirements as enumerated under section 482 (2) BNSS and on condition that the accused / petitioners shall not enter into the jurisdiction where the victim resides and the accused / petitioners, except the female petitioners / accused, shall meet with the IO once in a week till further order.

The Criminal Misc Case is thus disposed of.

Let a copy of this order be kept with Special Case No.310/2026.

D/c by me.

Sd/-
Judge, Special Court &
2nd A.S.J., Alipore.

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Judge, Special Court &
2nd A.S.J., Alipore.