

In the Court of the Ld. Sessions Judge, Uttar Dinajpur at Raiganj
CrI Misc Case No.298/2026
CNR WBUD01-000598/2026

Present:- Sri Surajit Mandal (WB00993)
Sessions Judge-in ch, Uttar Dinajpur at Raiganj
02/09.03.2026

This application for anticipatory bail u/s 482 of B.N.S.S filed on behalf of present petitioners **1. Ajjur Rahaman & 2. Abdul Mannan Miah** in connection with Raiganj P.S. Case No.173/2026 dated 18.02.2026 vide GR 437/2026 u/s 85/82(1)/89/64/109/351(2)/3(5) B.N.S is taken up for hearing.

Learned Advocate for the petitioners by filing an affidavit submits that no such application under section 482 of B.N.S.S is either rejected or pending in this Court or before the Hon'ble Higher Courts prior to this application.

On query, Ld. Public Prosecutor submits that there is no reflection in the CD that there is any bail application either pending or rejected by the Hon'ble Higher Courts and IO also did not intimate him that any bail application is pending or rejected by the Hon'ble Higher Courts.

Ld Advocate for the petitioners submits that these two petitioners are the FIR named accused no.3 & 4. The primary allegation in the FIR is against accused no.1 & 2. There is no specific allegation against these petitioners. Ld Advocate further submitted that considering the FIR, it would appear that there is no such material that would justify detention of these petitioners in custody. Ld Advocate further submitted that the accused no.1 in the FIR is the husband of the victim. Ld Advocate submitted some documents from which it would appear that the husband had already filed MAT suit against the de facto complainant. Ld Advocate submitted that this de facto complainant had left the house of her husband long ago. Ld Advocate further submitted that these two petitioners do not have any involvement in any incident. Ld Advocate accordingly prayed for anticipatory bail on any condition.

Ld Public Prosecutor raised formal objection and left the matter to the discretion of the Court.

Ld Advocate for the de facto complainant submitted that all the accused persons named in the FIR, are equally responsible for the offences alleged. Ld Advocate further submitted that these two petitioners reside in the neighbourhood. They were involved in causing torture upon the victim. Ld Advocate, accordingly, prayed for rejection of anticipatory bail application.

Perused the FIR and other relevant documents available in the case record. Perused the CD including statements of witnesses recorded u/s 180 B.N.S.S. I have also perused the statement of the victim recorded u/s 183 B.N.S.S.

It appears that there is no specific allegation against these two petitioners. The entire allegations seems to be against accused no.1 & 2. Considering entire factors, I am inclined to allow the prayer for anticipatory bail of both the petitioners. Accordingly, prayer for anticipatory bail u/s 482 of B.N.S.S is hereby considered and allowed.

(Contd....)

Accused/Petitioners namely **1. Ajjur Rahaman & 2. Abdul Mannan Miah**, in the event of arrest, in connection with Raiganj P.S. Case No.173/2026 dated 18.02.2026 vide GR 437/2026, be released on furnishing bail bond of Rs.5,000/- each with one surety of like amount each, subject to the satisfaction of the Arresting Officer. If on bail they shall comply with the provisions of section 482(2) of B.N.S.S.

Thus, the Criminal Misc Case is disposed of accordingly. Return LCR and CD.

Let a copy of this order be sent to Ld C.J.M, Uttar Dinajpur for information and necessary action.

Dictd. & cortd.

S.J-in ch.

Sessions Judge-in ch, U/Dinajpur.