

In the Court of the Ld. Sessions Judge, Uttar Dinajpur at Raiganj
CrI Misc Case No.331/2026
CNR WBUD01-000658/2026

Present:- Sri Surajit Mandal (WB00993)
Sessions Judge-in ch, Uttar Dinajpur at Raiganj
02/12.03.2026

This application for anticipatory bail u/s 482 of B.N.S.S filed on behalf of present petitioners **1. Korimul Hoque @ Karimul Hoque & 2. Lili Khatun @ Niliyara Khatun** in connection with Kaliyaganj P.S. Case No.71/2026 dated 12.02.2026 vide GR 387/2026 u/s 85/80(2)/103(1)/49 B.N.S r/w sec 3 /4 D.P. Act 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 parents of principal accused. The entire allegation of torture upon the victim is against the principal accused who is the husband of the victim. These two petitioners are the aged father and mother of accused no.1. They did not have any involvement in the alleged incident. Ld Advocate accordingly prayed for anticipatory bail on any condition.

Ld Public Prosecutor submitted that the victim had committed suicide. The PM examination report and the inquest report indicate towards the same. Ld PP, accordingly, left the matter to the discretion of the Court.

Perused the FIR and other relevant documents available in the case record. I have also perused the CD including statements of witnesses recorded u/s 180 B.N.S.S. and also statements of witnesses recorded u/s 183 B.N.S.S. I have perused the CD especially with regard to the PM report and the inquest report.

The PM report shows that the victim was 20 weeks pregnant at the time of the incident. From the PM report, it further appears that the death was caused due to effect of hanging. It does not appear from the PM report that any other kind of injury was found over the body of the victim.

Having considered entire available documents, it can be construed that the death of the victim was caused due to effects of hanging. Therefore, at this stage, I do not find proper ingredient to come to any definite finding that this victim was subjected to any kind of physical torture prior to her death. Moreover, there is no such allegation against these two petitioners in this respect. Considering entire circumstances, I am inclined to allow the prayer for anticipatory bail. Accordingly, prayer for anticipatory bail u/s 482 of B.N.S.S is hereby considered and allowed.

(Contd...)

Accused/Petitioners namely **1. Korimul Hoque @ Karimul Hoque & 2. Lili Khatun @ Niliyara Khatun**, in the event of arrest, in connection with Kaliyaganj P.S. Case No.71/2026 dated 12.02.2026 vide GR 387/2026, be released on furnishing bail bond of Rs.6,000/- 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.