

In the Court of the Ld. Sessions Judge, Uttar Dinajpur at Raiganj
CrI Misc Case No.334/2026
CNR WBUD01-000661/2026

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 petitioner **Dulal Sing @ Pradip Singha** in connection with Itahar P.S. Case No.131/2026 dated 14.02.2026 vide GR 414/2026 u/s 137(2)/140(3)/3(5) B.N.S is taken up for hearing.

Learned Advocate for the petitioner 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 petitioner submits that the allegation in the FIR is in respect of offence of kidnapping. The victim has already been recovered. There is no such material from which it would appear that the victim was forcibly kidnapped. Ld Advocate accordingly prayed for anticipatory bail on any condition.

Ld Public Prosecutor raised formal objection and submitted that though there is allegation of kidnapping the victim, it would appear from the statement of the victim that she had voluntarily eloped with the accused. Ld PP left the matter to the discretion of the Court.

Perused the FIR, seizure lists, and other relevant documents available in the case record. It appears that the victim is a minor.

I have also perused the statement of the victim recorded u/s 183 B.N.S.S which is found in the CD. Perused the statements of witnesses recorded u/s 180 B.N.S.S.

From the statement of the victim recorded u/s 183 B.N.S.S, it can be found that the victim has narrated that she had voluntarily eloped with the accused.

At this stage, having considered the entire facts and circumstances, I am of the view that custodial detention of this petitioner is not necessary in the interest of investigation of this case. Accordingly, prayer for anticipatory bail u/s 482 of B.N.S.S is hereby considered and allowed.

Accused/Petitioner namely **Dulal Sing @ Pradip Singha**, in the event of arrest, in connection with Itahar P.S. Case No.131/2026 dated 14.02.2026 vide GR 414/2026, be released on furnishing bail bond of Rs.8,000/- with one surety of like amount, subject to the satisfaction of the Arresting Officer. If on bail he 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.

