

In the Court of the Ld. Sessions Judge, Uttar Dinajpur at Raiganj
Crl Misc Case No.335/2026
CNR WBUD01-000662/2026

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. Farooque @ Faruk Alam, 2. Akterun @ Akhtarun Nisa and 3. Sole Begum @ Sane Khatun** in connection with Islampur P.S. Case No.169/2026 dated 22.02.2026 vide GR 428/2026 u/s 329(4)/118(1)/109/351(3)/303(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 one of the co-accused was earlier arrested and he is already on bail. There is allegation in the FIR of assaulting the victim. The primary allegation is in respect of sec.109 B.N.S. But considering the FIR, it would appear that there is no such material to attract the provision of sec.109 B.N.S. 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.

Perused the FIR and other relevant documents available in the case record. Perused the CD including statement of witnesses recorded u/s 180 B.N.S.S. Also perused the injury report of the victim from which it would appear that no grievous injury was caused to the victim.

At this stage, I am of the view that custodial detention of these petitioners is not required in the interest of investigation. Accordingly, prayer for anticipatory bail u/s 482 of B.N.S.S is hereby considered and allowed.

Accused/Petitioners namely **1. Farooque @ Faruk Alam, 2. Akterun @ Akhtarun Nisa and 3. Sole Begum @ Sane Khatun**, in the event of arrest, in connection with Islampur P.S. Case No.169/2026 dated 22.02.2026 vide GR 428/2026, 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 A.C.J.M, Islampur for information and necessary action.

Dictd. & cortd.

S.J-in ch.

Sessions Judge-in ch, U/Dinajpur.