

**In the Court of the Ld. Sessions Judge, Uttar Dinajpur at Raiganj**  
**CrI Misc Case No.354/2026**  
**CNR WBUD01-000701/2026**

**Present:- Sri Surajit Mandal (WB00993)**  
**Sessions Judge-in ch, Uttar Dinajpur at Raiganj**  
**02/17.03.2026**

This application for anticipatory bail u/s 482 of B.N.S.S filed on behalf of present petitioner **Bapan Das** in connection with Raiganj P.S. Case No.199/2026 dated 25.02.2026 vide GR 524/2026 u/s 115(2)/118(2)/109/126(2)/74 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, in her FIR, the victim has alleged that the petitioner assaulted her and outraged her modesty when she asked him to return money taken by him as a loan from her. Ld Advocate further submitted that this is not a case which would attract the provision of sec.109 B.N.S. Ld Advocate accordingly prayed for anticipatory bail on any condition.

Ld Public Prosecutor raised objection and submitted that this is a case where severe injury has been caused to the victim on a vital part of the body. This is a proper case to attract the provision of sec.109 B.N.S. Ld PP, accordingly, prayed for rejection of bail application.

Ld Advocate for the de facto complainant raised objection and submitted that the accused had assaulted the victim on his neck resulting in injury to him. He has also outraged the modesty of the de facto complainant who is the wife of the victim. If this accused is granted anticipatory bail, there is every possibility that he will interfere with the investigation. Ld Advocate, accordingly, prayed for rejection of bail application.

Perused the FIR where there is allegation of causing physical assault upon the victim on a vital part of the body.

I have perused the CD including statements of witnesses recorded u/s 180 B.N.S.S. It appears that the witnesses have testified with respect to the alleged assault upon the victim on his neck.

Perused the injury report of the victim. On considering the injury report, it can be found that there is physical assault on the back of the head.

Having considered the present facts and circumstances, I am of the view that there may be a possibility that if the accused is granted anticipatory bail, he may interfere with the investigation or try to influence witnesses of this case.

(Contd....)

Considering such circumstances, I am not inclined to allow the prayer for anticipatory bail. Accordingly, prayer for anticipatory bail u/s 482 of B.N.S.S of petitioner **Bapan Das** stands **rejected**.

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.