

In the Court of the Ld. Sessions Judge, Uttar Dinajpur at Raiganj
Crl Misc Case No.434/2026
CNR WBUD01-000824/2026

Present:- Sri Surajit Mandal (WB00993)
Sessions Judge-in ch, Uttar Dinajpur at Raiganj
03/08.04.2026

This application for anticipatory bail u/s 482 of B.N.S.S filed on behalf of present petitioners **1. Majharul Islam, 2. Md Golam Sarwar, 3. Sayed Abu @ Md Sahid Reja, 4. Saiful Alam, 5. Zille Reza, 6. Shahadeb Nuri, 7. Bibi Alima Khatun, 8. Bibi Golam Ara Begam, 9. Sahin Bibi, 10 Gulnihar Begam and 11. Bibi Rawanak** in connection with Islampur P.S. Case No.198/2026 dated 28.02.2026 vide GR 480/2026 u/s 126(2)/117(2)/110/324(5)/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 the FIR was lodged against 13 accused persons. In the FIR, it has been alleged that in respect of a landed dispute, all the accused persons had by forming an unlawful assembly, assaulted the son of the de facto complainant resulting in severe injury. Ld Advocate emphasized that the allegations brought against the accused persons is gross in nature. There is no specific allegation against specific accused and any particular role has not been assigned to any accused. Ld Advocate further submitted 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 appears that the nature of injury is simple.

Considering the present facts and circumstances, I am of the view that this is not a case where custodial detention of the petitioners is necessary in the interest of investigation. Accordingly, prayer for anticipatory bail u/s 482 of B.N.S.S is hereby considered and allowed.

(Contd....)

Accused/Petitioners namely **1. Majharul Islam, 2. Md Golam Sarwar, 3. Sayed Abu @ Md Sahid Reja, 4. Saiful Alam, 5. Zille Reza, 6. Shahadeb Nuri, 7. Bibi Alima Khatun, 8. Bibi Golam Ara Begam, 9. Sahin Bibi, 10 Gulnihar Begam and 11. Bibi Rawanak**, in the event of arrest, in connection with Islampur P.S. Case No.198/2026 dated 28.02.2026 vide GR 480/2026, 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 A.C.J.M, Islampur for information and necessary action.

Dictd. & cortd.

S.J-in ch.

Sessions Judge-in ch, U/Dinajpur.