

In the Court of the Ld. Sessions Judge, Uttar Dinajpur at Raiganj
CrI Misc Case No.897/2026
CNR WBUD01-001566/2026

Present:- Sri Shubhankar Biswas (WB00918)
Sessions Judge-in ch, Uttar Dinajpur at Raiganj
04/01.07.2026

This application for anticipatory bail u/s 482 of B.N.S.S filed on behalf of present petitioners **1. Ataur Rahaman @ Atiur Rahaman, 2. Osir Rahaman @ Oshiur Rahaman, 3. Habibur Rahaman @ Habibul Rahaman, 4. Md Safikul Rahaman @ Sapibul Rahaman, 5. Sarifuddin @ Saifuddin and 6. Md Rafikul Rahaman** in connection with Chopra P.S. Case No.452/2025 dated 02.06.2025 vide GR 1751/2025 u/s 317/318(2)/319/320/317(5)/336/61/281 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 petitioners are innocent and have been falsely implicated in the present case. It is further submitted that some of the co-accused have already been arrested and thereafter enlarged on bail. Ld Advocate further submits that the dispute is purely civil in nature. Since the property in question is allegedly owned by the petitioners, no offence of cheating is made out against them. It is further submitted that a civil suit in respect of the same property is presently pending between the parties. In support of his submissions, Ld Advocate files photocopies of certain documents along with firstly. In view of above, Ld Advocate prays for anticipatory bail on any condition.

Ld Public Prosecutor raises objection against the prayer for anticipatory bail.

IO of this case is present in Court and on being queried, he submits that the deed relied upon by the petitioners appears to be a forged document.

Heard both sides. Perused the FIR and other relevant documents available in the case record.

On perusal of development of the CD and other materials available on record, I find that it is a large conspiracy in order to deceive the complainant and other government authorities. So, it is not a fit case to release the petitioners on anticipatory bail. Accordingly, prayer for anticipatory bail u/s 482 of B.N.S.S of petitioners **1. Ataur Rahaman @ Atiur Rahaman, 2. Osir Rahaman @ Oshiur Rahaman, 3. Habibur Rahaman @ Habibul Rahaman, 4. Md Safikul Rahaman @ Sapibul Rahaman, 5. Sarifuddin @ Saifuddin and 6. Md Rafikul Rahaman** 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 A.C.J.M, Islampur for information and necessary action.

Dictd. & cortd.

S.J-in ch.

Sessions Judge-in ch, U/Dinajpur.