

17.11.2020  
SL No.34  
Court No.12  
(jks & SB)

**CRM 7819 of 2020**

**(Via Video Conference)**

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with Cooch Behar Kotwali Police Station Case No.942 of 2019 dated 28.12.2019 under Section 363/365 of Indian Penal Code and read with Section 6 of the POCSO Act.

And

In the matter of: **Kishore Kumar Basunia @ Kishore Basunia.**

....Petitioner.

Mr. Sudip Guha,

...for the Petitioner.

Mr. Sagnik Sarkar Sikdar,  
Mr. Aditi Sankar Chakraborty,  
Mr. Ujjwal Luksom,

...for the State.

The petitioner undertakes to affirm and stamp the petition/application as per Rules within 48 hours of resumption of normal functioning of the Court. Subject to such undertaking, the application is taken up for hearing through video conference.

Having considered the statement of the victim girl under Section 164 of the Code of Criminal Procedure read with the report of the Medical Officer Cooch Behar and the statement of the independent witnesses under Section 161 of the Code of Criminal Procedure directly implicating the petitioner we are not inclined to release the petitioner on bail. The application is stand dismissed.

**(Saugata Bhattacharyya, J.)**

**(Soumen Sen, J.)**