

15.12.2020
Sl. No.42
akd
[ALLOWED]

C. R. M. 9969 of 2020

[via video conferencing]

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 25.11.2020 in connection with Polba Police Station Case No. 143 of 2020 dated 22.09.2020 under Sections 366A/370/372/373/376/120B/109 of the Indian Penal Code and Sections 3/4/5/6 of the Immoral Traffic (Prevention) Act, 1956 read with Sections 4/6/8/12/17 of the POCSO Act.

And

In Re: **Biswajit Sadhukhan**

... .. Petitioner

Mr. Uday Sankar Chattopadhyay .. Advocate

Mr. Pronay Basak .. Advocate

... .. for the petitioner

Ms. Faria Hossain .. Advocate

Mrs. Sonali Das .. Advocate

... .. for the State

Petitioner is the customer who was arrested in course of a raid in a brothel.

In view of the extent of complicity of the petitioner in the alleged crime, period of detention suffered by him i.e. 84 days and as investigation is complete, we are inclined in granting bail to the petitioner.

Therefore, the accused/petitioner, namely **Biswajit Sadhukhan**, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Judge, Special Court under the POCSO Act, Hooghly subject to condition that the said petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.

The application for bail, thus, stands **allowed**.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)