

C.R.M. 10386 of 2020

(Through Video Conference)

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Onda P.S. Case No.119 of 2019 dated 04.06.2019 under sections 341/342/376/323/506/34 of the Indian Penal Code and section 4 of the Protection of Children from Sexual Offences Act.

And

In the matter of: Buddhadeb Ghosh

Mr. Sabir Ahmed
Mr. Amal Kumar Saha
Mr. Iresh Paul

... ... for the petitioner

Mr. Pradipta Ganguly

... ... for the State

It is submitted on behalf of the petitioner that he is not the principal accused. There was a love affair between the principal accused and the victim girl.

Learned lawyer for the State opposes the prayer for anticipatory bail and submits that petitioner had wrongfully confined the victim lady who is a minor.

We have considered the materials on record. We find petitioner is not the principal accused. Keeping in mind the extent of complicity of the petitioner in the alleged crime, we are of the opinion he may be granted anticipatory bail.

Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the arresting officer

and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

This application for anticipatory bail is, thus, allowed.

The parties shall act in terms of the copy of the order downloaded from the official website of this court.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)