

16.04.2021

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Rejected

C.R.M. 867 of 2021

In re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Arambagh Police Station Case No. 539 of 2019 dated 11.12.2019 under Sections 363/365 of the Indian Penal Code read with Sections 8/12 of the Protection of Children from Sexual Offences Act.

And

In the matter of: **Arghya Malik**

...Petitioner

Mr. Suman Chakraborty ... For the Petitioner

Mr. Narayan Prasad Agarwala

Ms. Subhasree Patel ... For the State

Learned advocate for the petitioner submits that the petitioner has been falsely implicated in this case.

The learned advocate appearing for the State opposes the prayer for anticipatory bail and draws the attention of this Court to the statement under Section 164 of the Code of Criminal Procedure.

Having regard to the nature of allegations, we find complicity of the petitioner in the alleged offence and as such the custodial interrogation of the petitioner is warranted.

In the facts and circumstances of the case, the prayer for anticipatory bail is rejected.

CRM 867 of 2021 is thus dismissed.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Tirthankar Ghosh, J.)

(Soumen Sen, J.)

