

14.12.2021

Serial no. 110

Dd

(Through Video Conference)

CRM 6035 of 2021

In re : An Application for **anticipatory bail** under Section **438** of the Code of Criminal Procedure in connection with **Bongaon** Police Station Case No. **540** of **2021** dated **04.07.2021** under Sections **363/365** of the Indian Penal Code and **section 9** of the Prohibition of Child Marriage Act read with **section 6** of the POCSO Act. vide SPL no. 35/21.

-And-

In the matter of : **Bappa Biswas**

... Petitioner

Mr. Santanu Deb Roy,
Mr. Dipankar Guha, Advocate
... .. For the Petitioner

Mr. Sujan Chatterjee, Advocate
... ..For the State

It is submitted on behalf of the petitioner that there was a love affairs between the parties.

Learned lawyer for the State submits that the victim was a minor.

Having considered the materials on record and keeping in mind the nature of allegations in the light of the submission that there was a love affair between the parties, we are inclined to grant anticipatory bail to the petitioner.

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 be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioner shall appear before

the Court below and pray for regular bail within a period of four weeks from date.

This application for anticipatory bail is, thus, **allowed**.

(Joymalya Bagchi, J.)

(Bivas Pattanayak, J.)