

07.10.2021
Serial no. 12
Dd

(Through Video Conference)

CRM 6686 of 2021

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **English Bazar** Police Station Case No. **435 of 2021** dated **08.04.2021** under **Sections 363/ 365 and 6 of POCSO Act** of the Indian Penal Code.

-And-

In the matter of : Jalauddin Sk. @ Chhechru
...Petitioner

Mr. M. K. Das,
Mr. J. Hossain, Advocates
... .. For the Petitioner

Ms. Faria Hossain,
Ms. Sonali Das, Advocates
... ..For the State

Petitioner seeks bail.

Learned advocate appearing for the State draws the attention of the Court to the contents in the case diary, particularly of the statement recorded under Section 164 of the Criminal Procedure Code of the two victim girls.

Considering the materials in the case diary and the statements recorded under Section 164 of the Criminal Procedure Code of the victim girls and considering that the police submitted charge sheet, we are inclined to grant bail to the petitioner.

Accordingly, we direct that 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, one of whom must be local, to the satisfaction of the Learned Chief Judicial Magistrate, Malda subject to condition that the petitioner shall appear before the learned trial court on every date of hearing until further orders and shall not intimidate

witnesses and/or tamper with evidence in any manner whatsoever.

In the event, the petitioner fails to appear before the trial court without any justifiable cause, the trial court shall be at liberty to cancel the bail of the petitioner in accordance with law without further reference to this Court.

The prayer for bail is **allowed**.

CRM 6686 of 2021 is **disposed of**.

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)