

11.11.2021
Serial no. 422
Dd

(Through Video Conference)

CRM 6782 of 2021

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with SPL-113/21 under Sections **363/365** of the Indian Penal Code, 1860 and **Section 12** of Protection of Children from Sexual Offence Act, 2012 and Sections 9/10/11 of Prohibition of Children Marriage Act, 2006 arising out of **Kultali** Police Station Case No. **253** of **2021** dated **02.06.2021**.

-And-

In the matter of : Biswajit Sardar @ Joga
... ..**Petitioner**

Mr. Goutam Sardar,
Ms. Tanuka Basu,
Mr. Ashutosh Pathak,
Mr. Kanailal Kanji, Advocates
... .. For the Petitioner
Mr. Swapan Banerjee,
Ms. Purnima Ghosh, Advocates
... ..For the State

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that there was a relationship between the victim and the petitioner. The petitioner is in custody for more than five months.

Learned advocate appearing for the State draws the attention of the Court to the statements recorded under Section 164 of the Criminal Procedure Code. She submits that there are criminal antecedents of the petitioner.

Considering the statements recorded under Section 164 of the Criminal Procedure Code of the victim girl and considering the age noted therein of the victim girl, we are not inclined to grant bail to the petitioner.

CRM 6782 of 2021 is **dismissed**.

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)