

17.12.2021.
103.
as
(Allowed).

C.R.M. 8176 of 2021

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Kultali P. S. Case No.431 of 2021 dated 26.08.2021 under Sections 341/354A/506/504/34 of the Indian Penal Code and Section 12 of the POCSO Act.

In the matter of : Safikul Molla.

... Petitioner.

Mr. Angshuman Chakraborty,
Mr. S. S. Saha.

...for the Petitioner.

Mr. Sujan Chatterjee.

.....for the State.

Heard the learned Advocates appearing for the parties.

It is submitted on behalf of the petitioner that he has been falsely implicated in the instant case.

Learned Advocate appearing for the State opposes the prayer for anticipatory bail.

We have considered the materials on record and keeping in mind the nature of allegations, we are of the opinion custodial interrogation of the petitioner is not necessary but the movement of the petitioner requires to be restricted in order to instil confidence in the mind of the victim girl.

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

conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner while on bail shall not enter the jurisdiction of Kultali Police Station except for the purpose of investigating and attending court proceeding and shall provide the address where he shall presently reside to the Investigating Officer as well as to the court below and on further condition that the petitioner shall report to the Officer-in-charge of the concerned Police Station within whose jurisdiction he shall reside once in a week until further orders and on further condition that the petitioner shall appear before the trial court and pray for regular bail within a period of four weeks from date.

This application for anticipatory bail is, thus, disposed of.

(Bivas Pattanayak,J.)

(Joymalya Bagchi, J.)