

**Calcutta High Court
In The Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction**

**CRM 233 of 2021
(Via Video Conference)**

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure, 1973 in connection with Special Case (POCSO) No.27 of 2020 arising out of Pundibari Police Station Case No. 412 of 2020 dated 18.10.2020 under Section 6 of Protection of Children from Sexual Offences Act, 2012.

And

In the matter of: Jiyarul Saiyad

.... Petitioner

Mr. Arnab Saha

... For the Petitioner

Mr. Ujjal Luksom,
Mr. Sagnik Sankar Sikdar

... For the State

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and in view of the nature of the offence, he prays for bail.

Learned advocate for the State opposes the prayer for bail.

Having regard to the materials on record, namely, the statement recorded under Section 164 and the medical reports of the victim girl and her mother, we are of the opinion that this is not a fit case for granting bail to the petitioner at this stage.

Therefore, the application for bail, being CRM 233 of 2021, is rejected.

(Sabyasachi Bhattacharyya, J.)

(Kausik Chanda, J.)