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22.03.2021
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**Calcutta High Court
In The Circuit Bench at Jalpaiguri**

CRM 382 of 2021

In Re : An application for bail under Section 439 of the Code of Criminal Procedure, 1973 filed on 18.03.2021 in connection with Special Case No.29 of 2020, corresponding to G.R. Case No.875 of 2020 arising out of Falakata Police Station Case No.159 of 2020 dated 28.04.2020 under Section 6 of the POCSO Act.

And

In Re: Dulal Chandra Roy

... petitioner.

Mr. Sandip Dutta

... for the petitioner.

Mr. Aditi Shankar Chakraborty,
Mr. Biswarup Roy

... for the State.

Age of the victim girl is four and half years.

There is specific allegation *prima facie*, constituting penetrative sexual assault to her by the present petitioner, who is about 64 years old.

Having regard to the materials available on record, we are of the opinion that the petitioner should not be granted bail at this stage.

Accordingly, the prayer for bail, bearing CRM 382 of 2021, is rejected.

(Sabyasachi Bhattacharyya, J.)

(Kausik Chanda, J.)