

01.02.2022

45

Ct. No. 29

KAUSHIK

Allowed

C.R.M.(DB) 130 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Bakultala** Police Station Case No. **226** of **2021** dated **15.09.2021** under Sections 363/365 of the Indian Penal Code, 1860 and adding Section 6 of the Protection of Children from Sexual Offences Act, 2012 (Charge-sheet submitted under Sections 363/365.376(2)(n) of the Indian Penal Code, 1860 and Section 6 of the Protection of Children from Sexual Offences Act, 2012).

And

In Re : Azad Ghara @ Azad Khare

..... petitioner

Mr. Ashutosh Mandal

.....for the petitioner

Md. Anwar Hossain

Ms. Ratna Ghosh

....for the State

Considering the period of detention of the petitioner and considering the statement recorded under Section 164 of the Code of Criminal Procedure of the victim girl where the victim girl states that she will proceed with the petitioner on her attaining majority, we grant bail to the petitioner.

Accordingly, we direct that the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the **learned Additional Chief Judicial Magistrate, Baruipur, South 24-Parganas**, subject to the condition that the petitioner shall appear before the trial court on every date of hearing until further orders and shall not

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

The application for bail is, accordingly, allowed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)