

C.R.M. (DB) 390 of 2022

11.02.2022
Sl. 21
Court No.29
sourav
(Rejected)

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed on **07.02.2022** in connection with **Dholahat** P.S. Case No. **224** of **2021** dated **02.07.2019** under Sections **363/365/370/370A/376** of the Indian Penal Code, and read with Section **6** of the Protection of Children from the Sexual Offences Act and read with Section **9/10** of the Prohibition of Child Marriage Act and **75** of Juvenile Justice Care and Protection Act, 2015.

And

In the matter of: **Rohichuddin Halder @ Kalo**

....petitioner.

Mr. Partha Sarathi Mondal

...for the Petitioner.

Mr. Swapan Banerjee

Mr. Suman De

...for the State.

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that the petitioner was falsely implicated. The victim is now a major. The victim was married to somebody else.

Learned advocate appearing for the State draws the attention of the Court to the statement recorded under Section 164 of the Criminal Procedure Code of the victim.

Considering the gravity of the offence and the involvement of the petitioner as transpiring from the materials available in the case diary including the statement recorded under Section 164 of the Criminal Procedure Code of the victim, we are unable to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

C.R.M. (DB) 390 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)

