

15.02.2022

Serial no. 03

Dd

CRM(A) 687 of 2022

In re : An Application for **anticipatory bail** under Section **438** of the Code of Criminal Procedure in connection with **Gobardanga** Police Station Case No. **167** of **2019** dated **20.09.2019** under Sections **363/365/120B** of the Indian Penal Code r/w Section **6** of Protection of Children from Sexual Offences Act, 2012 r/w Sections **4 & 5** of Child Marriage Act.

-And-

In the matter of : **Shubho Biswas & Anr.**
... **Petitioners**

Mr. Soupal Chatterjee, Advocate
... ... For the Petitioners

Mr. Saibal Bapuli, Id APP
Mr. Arani Bhattacharya, Advocates
... ...For the State

Petitioners seek anticipatory bail.

Learned advocate appearing for the petitioners submits that the petitioners were falsely implicated. Petitioner no. 1 and victim are married.

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

Considering the statements of the victim recorded under Section 164 of the Criminal Procedure Code and considering the materials in the case diary, we are inclined to grant anticipatory bail to the petitioners.

Accordingly, we direct that in the event of arrest the petitioners shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only) each, with two sureties of like amount each, to the satisfaction of the

arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further condition that the petitioners shall appear before the Court below and pray for regular bail within a period of four weeks from date and on further condition that the petitioners shall meet the Investigating Officer once in a month till completion of investigation and further that the petitioners shall appear before the jurisdictional Court on every date fixed for hearing.

Certified true copy of the statements of the victim recorded under Section 164 of the Criminal Procedure Code filed by the State be taken on record.

Prayer for anticipatory bail of the petitioners is **allowed.**

CRM(A) 687 of 2022 is **disposed of.**

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)