

23.03.2022

Serial no. 94

[Dd]

(Bail **allowed**)

CRM (DB) 433 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Uluberia** Police Station Case No. **301** of **2021** dated **08.09.2021** under Sections **363/366/365/376(3)/34** of the Indian Penal Code and **4** of the Protection of Children from Sexual Offences Act & Section **9** of the Prohibition of Child Marriage Act, 2006.

-And-

In the matter of : Kishan Roy

... .. Petitioner

Mr. Soumya Basu Roy Chowdhuri, Advocate

... .. For the Petitioner

Mr. Sudip Ghosh,

Mr. Bitasok Banerji, Advocates

... ..For the State

Considering the statement of the victim recorded under Section 164 of the Criminal Procedure Code where she acknowledges a relationship between her and the petitioner and considering the period of detention of the petitioner and his age and in view of the fact that police filed charge sheet, we are inclined to grant bail to the petitioner.

Accordingly, we direct that the petitioner shall be released on bail upon furnishing a bond of Rs. 10,000/- (Rupees Ten Thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the **Learned Additional Chief Judicial Magistrate, Uluberia, Howrah** subject to condition that the petitioner shall appear before the learned trial court on every date of hearing until further orders and shall not intimidate

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

In the event, the petitioner fails to appear before the trial court without any justifiable cause, the trial court shall be at liberty to cancel the bail of the petitioner in accordance with law without further reference to this Court.

The prayer for bail of the petitioner is **allowed**.

CRM (DB) 433 of 2022 is **disposed of**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)