

22.04.2022
Serial no.69
[Dd]
(Bail **Rejected**)

CRM (DB) 1054 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Pukhuria** Police Station Case No. **431** of **2021** dated **26.10.2021** under Sections **4** of the Protection of Children from Sexual Offences Act, 2012 corresponding to Special Case No. **93 of 2021**.

-And-

In the matter of : Swapan @ Sanup Sarkar
... ..**Petitioner**

Mr. Soupal Chatterjee, Advocate
... .. *For the Petitioner*

Mr. Tanmay Kr. Ghosh, Id. SGA
Mr. Arindam Sen, Advocate
... ..*For the State*

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for 162 days. The police filed charges sheet and, therefore, further detention of the petitioner is not required. He submits that the father of the victim made a marriage proposal to the father of the petitioner for his daughter which was turned down. Thereafter, the present police complaint was lodged.

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

Considering the statement, age of the victim and considering the statement recorded under Section 164 of the Criminal Procedure Code, we are not inclined to grant bail to the petitioner.

Prayer for bail of the petitioner is **rejected**.

CRM (DB) 1054 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)