

15.06.2022
SL No.53
Saswata
Ct.28
(Allowed)

CRM (DB) 1690 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed in connection with **Nimta** P.S. Case No. **799/2021** dated **23.10.2021** under Sections **377/341/323/325/506/34** of the **Indian Penal Code** read with Sections **6/8/12** of the **POCSO Act**.

And

In the matter of: **Rohan Das @ Nandini @ Rashmi Das**

....Petitioner

Mr. Joy Chakrbaroty

...for the Petitioner

Mr. Tanmoy Kumar Ghosh

Ms. Sonali Bhar

...for the State.

It is submitted on behalf of the petitioner there was a consensual relationship between the parties. They had met each other through a social networking site.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. Keeping in mind the nature of allegations in the light of the aforesaid submission made on behalf of the petitioner, we are of the opinion further detention of the petitioner is not necessary and the petitioner may be granted bail.

The prayer for bail is, thus, allowed.

Let the petitioner 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 Judge, Special Court under POCSO Act, Barrackpore, North 24 Parganas, subject to the condition that he shall appear before

the learned trial court regularly on every date of hearing and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.

In the event the petitioner fails to comply with the conditions as enshrined hereinbefore, it is open to the trial court to cancel the bail without any further reference to this Court.

The application for bail is, thus, disposed of.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)