

21.06.2022
tkm/ct 28
sl no. 48

C.R.M. (DB) 1931 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Gopalnagar PS case no. 36/2022 dated 20.1.2022 under sections 376(2)(f)(i) IPC read with section 6 of the POCSO Act

And

In Re : Prabir Dutta

..... petitioner

Mr. D Guha

Mr. S D Roy

..... for the petitioner

Ms. Faria Hossain

Ms. Baisali Basu

..... for the State

We have considered materials on record. Petitioner is the maternal uncle of the minor child. He had sexually abused her. Hesitance of the minor to come out with the allegations of sexual assault against a family member is understandable.

Keeping in mind the aforesaid fact and considering the grave allegations against the petitioner, we are of the opinion this is not a fit case to grant bail to the petitioner.

Accordingly, the prayer for bail is rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)