

12.12.2022
Serial no.12
Aloke

CRM (A) 5675 of 2022

In re : An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure in connection with Cyber Crime Police Station Case No. 42 of 2022 dated 08.10.2022 under Sections 376C of the Indian Penal Code read with Sections 4/12 of the POCSO Act and Sections 66E/67B of the Information Technologies Act, 2000.

-And-

In the matter of : **Imjamul Hoque Biswas**

... .. Petitioner

Mr. Sekhar Kr. Basu, Id. Sr. Advocate

Mr. Kusal Kr. Mukherjee, Advocate

... .. For the Petitioner

Mr. Sanjay Bardhan, Advocate

Ms. Baishakhi Chatterjee, Advocate

... ...For the State

Mr. Krishnendu Bhattacharya, Advocate

Mr. Priyankar Ganguly, Advocate

Mr. P. Baidya, Advocate

... ... For the de facto complainant

Petitioner seeks anticipatory bail.

State and the de facto complainant are represented.

Attention of the Court is drawn to the fact that there are two victims

Both the victims are not parties to the proceedings. One of the victims is a party to the proceeding.

There are materials in the case diary implicating the petitioner in the offences alleged. There are statements recorded under Section 164 of the Code of Criminal Procedure of the victims implicating the petitioner in taking obscene picture of the victims. The victims are minors.

In such circumstances, we are unable to grant anticipatory bail tot he petitioner.

Prayer for anticipatory bail of the petitioner is rejected.

CRM (A) 5675 of 2022 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)