

17.01.2023

Serial no. 28

[Dd]

(Anticipatory bail)

Allowed)

CRM (A) 200 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Gangarampur** Police Station Case No. **135** of **2022** dated **11.03.2022** under Sections **363/365/34** of the Indian Penal Code read with Section **6** of the Protection of Children from Sexual Offences Act and now charge sheet submitted being Charge sheet no. 261 of 2022 dated 04.05.2022 under Sections **363/365/34** of the Indian Penal Code read with Sections **6/17** of the POCSO (corresponding to Special Case no. 15 of 2022)

-And-

In the matter of : **Sima Bhunjar**

... .. Petitioner

Mr. Kaushik Chowdhury,

Ms. Busra Khatun, Advocates

... .. For the Petitioner

Mr. Avishek Sinha, Advocate

... ..For the State

Affidavit-of-service filed in Court be taken on record.

The victim in her statement recorded under Section 164 of the Criminal Procedure Code does not implicate the present petitioner.

Police filed charge sheet.

In such circumstances, we are inclined to grant anticipatory bail to the petitioner.

Accordingly, we direct that in the event of arrest 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, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on further

condition that the petitioner shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

Prayer for anticipatory bail of the petitioner is **allowed**.

CRM (A) 200 of 2023 is **disposed of**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)