

01.02.2023
Serial no. 18
[Dd]
(Anticipatory bail)
(**Rejected**)

CRM (A) 393 of 2023

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Narendrapur** Police Station Case No. **1189** of **2022** dated **05.11.2022** under Sections **363/365** of the Indian Penal Code with adding sections **366/376(2)(N)** of the Indian Penal Code and Section **6** of POCSO Act and Section **9** of the Prohibition of Child Marriage Act.

-And-

In the matter of : **Mithun Sardar**

... ..**Petitioner**

Mr. Kallol Kr. Basu,
Md. Jannat Ul Firdous,
Mr. Ratesh Naskar, Advocate
... .. For the Petitioner

Mr. Abhra Mukherjee,
Mr. Dipankar Mahata, Advocate
... ..For the State

Ms. Anhita Dey, advocate
.. ...for the victim girl

Learned advocate appearing for the victim girl submits that the statement recorded under Section 164 of the Criminal Procedure Code are true and correct.

There are materials in the case diary including the statement of the de facto complainant recorded under Section 164 of the Criminal Procedure Code which implicate the petitioner.

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

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

CRM (A) 393 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)