

01.09.2023

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rejected

C.R.M.(DB) No. 3430 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Dholahat Police Station Case No. 46 of 2023 dated 30.01.2023 under Sections 363/365 of the Indian Penal Code and charge-sheet submitted under Sections 363/365/366A/370/370A/372/373/376(2n)/120B of the Indian Penal Code and Section 6(1) of the POCSO Act.

And

In Re : Meherana Khatun @ Taniya Petitioner

Mr. Ayan Basu
Mr. Sandip Kumar Mondal
Mr. Sourav Bera
Mr. Sumit Routh
Ms. Riya Das

....for the petitioner

Mr. Tauhid Khan

.... for the de facto complainant

Mr. Rudradipta Nandy, learned APP
Mrs. Sonali Das

..... for the State

1. Learned Counsel for the petitioner submits she is not known to the victim and has been falsely implicated. She did not play any role in trafficking the victim for sexual exploitation. She prays for bail.

2. Learned Counsel for the State opposes the bail prayer and submits bail prayer of the co-accused has been turned down.

3. Learned Counsel for the de facto complainant also opposes the bail prayer.

4. We have considered the materials on record. Case involves trafficking of minor for sexual exploitation. Vulnerable witness is yet to be examined. Role of the petitioner may be assessed in the light of deposition of the vulnerable witnesses. Under such circumstances we are not inclined to grant bail to the petitioner.

5. The application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)