

14.12.2023
ML. 73
Court No. 29
Suvayan
(Rejected)

C.R.M. (A) 4715 of 2023

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Kotwali** Police Station Case No. **419 of 2023** dated **20.05.2023** under Sections **498A/420/325/376/506/120B** IPC adding Section **4** of the POCSO Act.

And

In the matter of: **Binod Singha Roy**

....petitioner.

Mr. Angshuman Chakraborty
Mr. S. S. Saha

...for the petitioner.

Mr. Avishek Sinha

...for the State.

Mr. Amit Ranjan Pati

...for the de facto complainant.

1. Heard learned Advocate for both the parties.
2. Though it is submitted by the learned Advocate for the petitioner that the present petitioner has been wrongly entangled with instant case with *mala fide* intention to harass the petitioner and to extort more money by the victim's mother with whom he had a relationship but from the statements of the victim/minor girl, we find serious allegation of sexual harassment by the present petitioner upon the said victim girl.
3. Regard being had to the seriousness of the crime and the quantum of punishment as prescribed for, we are not inclined to exercise our discretion in favour of the petitioner under Section 438 Cr.P.C.
4. Accordingly, the prayer for the anticipatory bail is rejected.
5. The application being **CRM (A) 4715 of 2023** is dismissed.

(Chitta Ranjan Dash, J.)

(Partha Sarathi Sen, J.)

