

20.01.2023
Sl. No.17
akd
[Rejected]

C. R. M. (DB) 4618 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 21.12.2022 in connection with Mothabari Police Station Case No.71 of 2022 dated 24.02.2022 under Sections 363/365/368 of the Indian Penal Code, Section 6 of the POCSO Act and Section 9 of the Child Marriage Act.

And

In Re: ***Rajesh Mandal***

... .. Petitioner

Mr. Amitabha Karmakar

Mr. Arup Kumar Bhowmick

... .. for the petitioner

Mr. Iqbal Kabir

... .. for the State

Affidavit-of-service filed in court today be kept with the record.

Report is placed on record. From the report it appears survivor has been notified.

Nobody appears for the survivor.

We have considered the materials on record. Statement of the minor shows she was forcibly kidnapped and ravished. In view of the aforesaid materials and as vulnerable witness is yet to be examined, we are not inclined to grant bail to the petitioner.

The application for bail is thus **rejected**.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)