

AD-33
Ct No.01
Jalpaiguri
07.02.2023
TN

**Calcutta High Court
In The Circuit Bench at Jalpaiguri
Appellate Side**

CRM (DB) 54 of 2023

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed on 11.01.2023 in connection with Mathabhanga Police Station Case No. 519 of 2022 dated 25.08.2022 under Section 6 of the POCSO Act, 2012, corresponding to POCSO Case No. 36 of 2022.

And

In the matter of: Biplab Mondal

.... petitioner

Mr. Hillol Saha Podder

... for the petitioner

Mr. Ujjwal Luksam,
Mr. Sagnik Sankar Sikdar

... for the State

Learned counsel for the petitioner prays for bail and submits that only the charge-sheet has been submitted but the trial has not yet commenced.

Learned counsel for the State seriously opposes the prayer for bail and submits that the gravity of the offence was serious and the nature of crime was heinous.

The age of the victim girl is only 8 years and, as such, the petitioner ought not to be released on bail at the present juncture.

Upon hearing learned counsel, we are convinced that the prayer for bail of the petitioner should be refused.

Accordingly, CRM (DB) 54 of 2023 is dismissed.

(Sabyasachi Bhattacharyya, J.)

(Rai Chattopadhyay, J.)