

05.06.2023
SL No.11
Court No.1
(gc)

***Circuit Bench of Calcutta High Court
At Jalpaiguri***

CRM (DB) 203 of 2023

In Re:- An application for bail under section 439 of the Code of Criminal Procedure filed in connection with Maynaguri Police Station Case No.535 of 2020 dated 12.12.2020 under Section 376AB of the Indian Penal Code read with Section 6 of the POCSO Act corresponding to Sessions Case (POCSO) No.142 of 2020.

And

In the matter of : **Tariful Haque @ Rubel**
- Petitioner.

Mr. Sudip Guha
... For the Petitioner.

Mr. Aditi Shankar Chakraborty, Ld. A.P.P.
Mr. Subhasish Misra,
... For the State.

Having considered the statement of the minor recorded under Section 164 of the Cr.P.C. read with the medical examination report, we are not inclined to grant bail.

Accordingly, the application for bail is, thus, rejected.

The learned Counsel for the petitioner submits that out of 11 charge-sheeted witnesses, only two witnesses have been examined.

We direct the learned Trial Court to exercise power under Section 309 of the Cr.P.C. and expedite the trial.

Accordingly, the application for bail being CRM (DB) 203 of 2023 stands disposed of.

All parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

(Raja Basu Chowdhury, J.)

(Soumen Sen, J.)