

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

13.12.2023.
18/tkm

C.R.M. (A) 979 of 2023

In Re : An application for anticipatory bail under section 438 of the Code of Criminal Procedure in connection with Dinhata Women PS case no. 80 of 2021 dated 30.9.2021 under section 8 of the POCSO Act

and

In Re : Dhanraj Barman ... petitioner

Mr. Swarup Das
Mr. S Paul

..... for the petitioner

Mr. A S Chakraborty, Id APP
Mr. Biswarup Roy

..... for the State

1. This is a subsequent application for anticipatory bail. It is contended charge sheet has been filed after the rejection of pre-arrest bail. We are of the considered view submission of charge sheet is an incriminating and not an extenuating circumstance which would justify the subsequent prayer for anticipatory bail. There are sufficient materials implicating the petitioner in the offence of sexual assault on the minor. He had absconded and processes have been issued against him for his apprehension.

2. Hence, the subsequent application for pre-arrest bail is rejected.

(Apurba Sinha Ray, J.)

(Joymalya Bagchi, J.)