

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

15.12.2023.
14/tkm

C.R.M. (DB) 712 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Bhaktinagar P.S case no.109 of 2023 dated 16.2.2023 under section 6 of the POCSO Act.

In the matter of : Md. Kamrul Siddique @ Md. Kamruddin
... Petitioner

Mr. J K Bhowmik
Mr. S Bhowmik

...for the Petitioner

Mr. Aditi Shankar Chakraborty, Id APP
Mr. S S Sikder

...for the State.

1. Petitioner contends he is a septuagenarian. He has been falsely implicated. He is in custody for 302 days. He prays for bail.
2. Learned lawyer for the State opposes the bail prayer.
3. We have considered the materials on record. Victim is a five year old child. Petitioner had subjected her to penetrative sexual assault. In view of the gravity of offence and prima facie involvement of the petitioner therein and as his bail prayer had been rejected earlier on merits, we are not inclined to grant bail to the petitioner at this stage.
4. Accordingly, prayer for bail is rejected.

(Apurba Sinha Ray,J.)

(Joymalya Bagchi, J.)