

19.01.2024.
47.
Ct.No.28.
as
(Allowed)

C.R.M. (DB) 178 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Goghat P.S. Case No.405 of 2023 dated 13.11.2023 under Sections 448/323/509/506 of the Indian Penal Code and Section 12 of the POCSO Act.

In the matter of : **Sanjit Roy.**

.... Petitioner.

Mr. Sudhadev Adak,
Ms. Richa Pramanik,
Ms. Arpita Mondal.

...for the Petitioner.

Mr. Iqbal Kabir.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record including the statement of the minor victim. Petitioner is in custody for 64 days.
3. Keeping in mind the facts and circumstances of the case, we are of the opinion though further detention of the petitioner is not necessary, movement of the petitioner requires to be restricted in order to instil confidence in the mind of the victim and other witnesses.
4. Accordingly, the petitioner viz., **Sanjit Roy** shall be released on bail upon furnishing a bond of Rs.10,000/- with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Judge, Special Court under the POCSO Act, Arambagh, Hooghly subject to condition that he shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or

tamper with evidence in any manner whatsoever and on further condition that the petitioners while on bail shall not enter the jurisdiction of Goghat Police Station except for the purpose of court proceeding and shall provide the address where he shall reside to the Investigating Officer as well as the court below and report to the Officer-in-charge of the Police Station concerned within whose jurisdiction he shall reside once in a week until further orders.

5. In the event petitioner fails to appear before the trial court without any justifiable cause, the trial court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

6. This application for bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)