

16.04.2024
Item No.58
BR

IN THE HIGH COURT AT CALCUTTA
Criminal Revisional Jurisdiction
Appellate Side

CRR 916 of 2018

In the matter of : Anindita Sil and another

Ms. Faria Hossain,
Ms. Suparna Chatterjee
.... For the State

This instant revisional application under Section 482 of the Code of Criminal Procedure, 1973 has been filed by the petitioners challenging the impugned order No. 13 dated 27.4.2018 passed by the learned Additional Sessions Judge, Diamond Harbour in connection with Ramnagar police station case NO. 43/18 dated 21.3.2018 under Sections 366A/370/370A/372/373/120B/34 of the Indian Penal Code and under Sections 3/4/5/6/7 and 9 of the Immoral Traffic Prevention Act, 1956 and Section 4 of the Protection of Children from Sexual Offences Act, 2012 thereby the learned Judge

cancelled the interim bail of the present petitioners on the basis of the application preferred by the opposite party No.2.

It appears from the status report and copy of judgment dated 26.9.2023 passed in Special (POCSO) Case No. 08/2018 and ST Case No. 21(4)/2019 that the said case has been finally concluded and accused persons, namely Soma Dutta and Rajen Mallick are found guilty for committing offences under Section 366A/370/120B of the IPC and Section 5(1)(a)(b)(c)(d)/6(1)(a) of the Immoral Traffic (Prevention) Act, 1956 and they have been convicted under the provisions of Section 235(2) of the Cr. P. C. At the same time other four accused persons, namely, Anindita Shil, Bijan Saha, Satyajit Purkait and Joydeb Pradhan are found not guilty for any offence committed under Section 366A/367/370/371/120B/34 of the IPC, 3/4/5/6/7 of the Immoral Traffic (Prevention) Act, 1956 and 4/17/18/21 of POCSO Act, 2012 and they have been discharged from their bail bonds. The present petitioners, namely, Anindita Shil and Bijon Saha

are the persons, who have been acquitted by the learned trial Court.

Under such circumstances, the instant revisional application become infructuous.

Accordingly, CRR 916 of 2016 is, thus dismissed being infructuous.

The status report along with copy of judgment filed by the State be kept with the record.

Urgent xerox certified copy of this order, if applied for, be given to the learned advocate for the parties on usual undertakings.

(Ajay Kumar Gupta , J.)