

19.03.2024

33

Ct. No. 29

S.D.

REJECTED

C.R.M.(A) 953 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Berampore** Police Station Case No. **1332 of 2023** dated **13.09.2023** under Sections **363/365** of the Indian Penal Code and adding Section 376 of the Indian Penal Code and Section 4 of Protection of children from Sexual Offences Act, 2012.

And

In Re : **Chaton Chowdhury**

..... petitioner

Mr. Kingsuk Mondal

...for the petitioner

Ms. Faria Hossain

Ms. Suparna Chatterjee

.... State

Mr. Navanil De

...For the defacto-complainant

Petitioner claims false implication. Petitioner claims that there was a social marriage between the petitioner and the victim.

State and the defacto-complainant are represented.

Learned advocate appearing for the defacto-complainant denies any marriage. He also denies the claim of a long relationship between the victim and the petitioner.

Learned advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 164 of the Cr.P.C.

Statement of the victim squarely implicates the petitioner in kidnapping her and forcing her to cohabit.

Victim apparently is a minor.

In such circumstances and considering the gravity of the offence and the involvement of the petitioner therein, we are unable to grant anticipatory bail to the petitioner and the prayer for anticipatory bail is rejected.

The application being **CRM (A) 953 of 2024** is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)