

07.05.2024
Sl. No.15
akd
[ALLOWED]

C. R. M. (DB) 1148 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 04.04.2024 in connection with Harishchandrapur Police Station Case No.1300 of 2023 dated 24.12.2023 under Sections 323/506 of the Indian Penal Code read with Section 6 of the POCSO Act.

And

In Re: **Anjarul Haque @ Minhajul Abedin**

... .. Petitioner

Mr. Abhimanyu Banerjee
Mr. Sourav Mukherjee
Mr. Arnab Saha

... .. for the petitioner

Mr. Santanu Talukdar
Mr. Priyankar Ganguly

... .. for the de-facto complainant

Mr. Jaydeep Biswas
Ms. Trisha Rakshit

... .. for the State

1. Further statement of the victim has been recorded before Magistrate. The same be kept with the record.
2. In her statement victim stated there was free mixing with the petitioner. Out of misunderstanding she has lodged the case.
3. In view of the aforesaid development, we are of the opinion further detention of the accused/petitioner is not necessary.
4. Therefore, the accused/petitioner, namely **Anjarul Haque @ Minhajul Abedin**, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), 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-cum-Additional Sessions Judge, Chanchal, Malda subject to condition that the said petitioner 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.

5. In the event he fails to appear before the trial court without justifiable cause, the trial court shall be at liberty to cancel his bail automatically without reference to this court.
6. The application for bail, thus, stands allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)