

30.04.2024
DL-45
Court No.29
(AD)
(Allowed)

C.R.M. (A) 1416 of 2024

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Lalgola** Police Station Case No.**143 of 2024** dated **26.02.2024** under Sections **354A/354B/354C/384/506/34** of the Indian Penal Code, 1860 read with Sections **10/12** of the POCSO Act with adding Section **6** of POCSO Act, pending before the Learned Judge, Special Court, POCSO Act, Lalbagh, Murshidabad. (C-Special No.08 of 2024)

And

In the matter of: **Nazmul Hoque @ AZ Md Nazmul Hoque**
....petitioner

Md. Bani Israil

...for the petitioner.

Mr. Arindam Sen
Mr. Debarshi Brahma

... for the State.

1. Leave granted to the learned Advocate-on-record for the petitioner to correct the cause-title.
2. Principal accused is in custody.
3. Police filed charge sheet.
4. Petitioner before us is the father of the principal accused.
5. Victim does not implicate the petitioner in her statement recorded under Section 164 of the Code of Criminal Procedure.
6. In such circumstances, we grant anticipatory bail to the petitioner.
7. Accordingly, we direct that in the event of arrest, the petitioner shall be released on bail upon furnishing a Bond of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties of like amount each to the satisfaction of the Arresting Officer and also subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 and on condition that the petitioner shall

appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default, the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.

8. The prayer for anticipatory bail of the petitioner is allowed.
9. **C.R.M. (A) 1416 of 2024** is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)