

C.R.M. (A) 1623 of 2024

09.05.2024
DL-7
Court No.29
(AD)
(Allowed)

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Harishchandrapur** Police Station Case No.**616 of 2023** dated **01.07.2023** under Sections **363/365** of the Indian Penal Code, 1860 and Sections **9/10/11** of the Child Marriage Act and addition Section **6** of the Protection of Children from Sexual Offences Act, 2012, pending before the Learned Judge, Special Court-cum-Additional Sessions Judge, Chanchal, Malda. (Special Case No.81 of 2023)

And

In the matter of: **Father of the victim girl**

....petitioner

Mr. Imdadul Hoque

...for the petitioner.

Mr. Suman De

Mr. Dipankar Mahata

... for the State.

1. Petitioner before us is the father of the minor who was given in marriage.
2. Police filed charge sheet, *inter alia*, under the provisions of the Child Marriage (Restraint) Act against the petitioner.
3. In such circumstances, we grant anticipatory bail to the petitioner.
4. 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.

5. The prayer for anticipatory bail of the petitioner is allowed.
6. **C.R.M. (A) 1623 of 2024** is disposed of.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)