

24.07.2024
Court No.29
Item No. 5

sg

CRM (A) 2298 of 2024

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure read with Section 482 of the BNSS, in connection with Kotshila Police Station Case No. 47 of 2024 dated 19.04.2024 under Section 354D of the Indian Penal Code and Section 12 of the POCSO Act.

And

In Re: **Tapan Karmakar**

Petitioner

Mr. Sourav Chatterjee
Mr. Pawan Kumar Gupta
Mr. Sougata Mitra
Ms. Sofia Nesar
Mr. Santanu Sett
Ms. Soma Chakraborty
Mr. Nikhil Kumar Gupta

For the Petitioner

Mr. Madhusudan Sur
Ms. Poulami Bose

For the State

1. The petitioner is absconding. An allegation of sexual harassment leveled against the petitioner from the statement of the victim recorded under Section 164 of the Code of Criminal Procedure directly implicating the petitioner. Surprisingly, the offence under the Information and Technology Act has not been added by the I.O.
2. On such consideration, we are not inclined to grant anticipatory bail to the present petitioner.
3. The I.O. is directed to file a supplementary charge-sheet.

(Soumen Sen, J.)

(Uday Kumar, J.)