

13.08.2024

Court No.29

Item No. 33

Rejected

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CRM (A) 2646 of 2024

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Nakashipara Police Station Case No. 573 of 2024 dated 26.06.2024 corresponding to POCSO No. 70 of 2024 under Sections 376/306/323/34 of the Indian Penal Code read with Section 6 of the Protection of Children from Sexual Offences Act.

And

In Re: **Somnath Hazra**

Petitioner

Mr. Asis Kumar Biswas

Mr. Amit Singh

Ms. Piyu Mandal For the Petitioner

Ms. Anasuya Sinha

Mr. Tirtha Paul For the State

Mr. Snehanu Majumder For the De-facto Complainant

1. Heard the learned counsel appearing for the parties.
2. Considering the statement of the mother of the victim recorded under Section 161 Cr.P.C read with the statement of the Doctor recorded under Section 161 Cr.P.C regarding the post-mortem report that there was a possibility of ectopic pregnancy at the time of her death and having regard to the involvement of the petitioner in the commission of the alleged offence, we are not inclined to grant anticipatory bail to the petitioner.
3. Accordingly, the prayer for anticipatory bail of the petitioner is rejected and the same is accordingly disposed of.
4. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J)

(Uday Kumar , J)

