

12.09.2024.
82.
Ct.No.6.
as
(Allowed)

C.R.M. (DB) 2711 of 2024

In Re:- An application for bail under Section 483 of the Bharatia Nagarik Suraksha Sanhita, 2023 in connection with Burwan P.S. Case No.294 of 2024 dated 21.06.2024 under Sections 363/366/343/376(ii)/109/34 of the Indian Penal Code and Section 6 of the POCSO Act.

In the matter of : **Annash Dewan.**

.... Petitioner.

Mr. Jisan Iqubal Hossain.

...for the Petitioner.

Mr. Debasish Roy, Id. P.P.,
Mr. Arijit Ganguly,
Mr. Koushik Kundu.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Statement of the victim shows she had voluntarily left her residence with the petitioner.
3. Nobody appears for the victim inspite of notice.
4. Keeping in mind the aforesaid fact and period of detention suffered by the petitioner i.e. 83 days, we are inclined to enlarge the petitioner on bail.
5. Accordingly, the petitioner viz., **Annash Dewan** shall be released on bail upon furnishing a bond of Rs.10,000/- 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, Kandi, Murshidabad subject to condition that

he 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.

6. In the event the petitioner fails to appear before the trial court without any justifiable cause, the trial court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.

7. This application for bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)