

29.11.2024
Item no. 39.
Court No.29.
AB
(Rejected)

CRM (DB) 3271 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Penro P. S. Case No.88 of 2022 Dated 16.08.2022 under Sections 447/376 (2)(m)/376(3)/506 of the Indian Penal Code read with Section 6 of the POCSO Act

And

In the matter of : Srikanta SamantaPetitioner.

Mr. Tanmoy Chattopadhyayfor the Petitioner.

Mr. Joydeep Roy,
Mr. Pervez Anamfor the State.

Mr. Himadri Sh. Paulfor the Defacto complainant.

Dictated by Arijit Banerjee, J.

1. Status report filed by the State, be kept with the records.
2. 9 out of 17 charge sheet named witnesses have only been examined. Out of the 8 remaining witnesses, 6 are escort witnesses.
3. Learned Advocate for the State says that the trial is expected to be completed within the next three months.
4. In view of the prima facie incriminating material against the petitioner, we are not inclined to enlarge him on bail immediately particularly keeping in mind that the trial is expected to conclude very soon. The charge is under Section 6 of the Protection of Children from Sexual Offences Act. If convicted, the petitioner will have to undergo imprisonment for at least 20 years, which may extend to life term, which means remainder of the life.

5. The prayer for bail is rejected.
6. CRM (DB) 3271 of 2024 is dismissed.
7. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Apurba Sinha Ray, J.)

(Arijit Banerjee, J.)