

06.11.2024
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as
[ALLOWED]

C. R. M. (A) 3808 of 2024

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure read with Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with English Bazar Police Station Case No. 578 of 2024 dated 08.05.2024 under Sections 363/365 of the Indian Penal Code read with Section 6 of the POCSO Act pending before the learned Judge, Special Court, Additional District Judge 2nd Court, Malda.

In Re: ***Sharat Mandal & Anr.***

... ... Petitioners

Mr. Kalidas Saha,
Mr. Khushi Mallick,
Ms. Mandira Mandal.

... ... for the petitioners

Mrs. Amita Gaur,
Ms. Puspita Saha.

... ... for the State

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Statement of the victim shows there was a romantic relationship between two young persons.
3. Under such circumstances, we are of the opinion no worthwhile purpose would be served in committing petitioners to custody.
4. Accordingly, we direct that in the event of arrest, the petitioners viz., ***1) Sharat Mandal & 2) Ratan Mandal*** be released on bail upon furnishing a bond of Rs.10,000/- each, 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 482(2) of the BNSS. They shall appear before the

court below and pray for regular bail within four weeks from date.

5. The application for anticipatory bail is, thus, disposed of.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)