

28.11.2024

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Allowed

C.R.M. (A) No. 4030 of 2024

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Burwan Police Station Case No. 235 of 2024 dated 15.05.2024 under Sections 363/376/417/109 of the Indian Penal Code and Sections 6/17 of the POCSO Act.

And

In Re : Raj Sk. petitioner

Mr. Ankan Mondal

.....for the petitioner

Mr. Ashok Das

....for the State

Mr. Jannat Ul Firdous

..... for de facto complainant

1. Heard the learned Counsels for the parties.

2. We have considered the materials on record.

Further statement of the victim has been recorded. The statement is exonerative. It shows there was a romantic relationship between two young persons. Under such circumstances, we are inclined to grant anticipatory bail to the petitioner.

3. Accordingly, we direct that in the event of arrest the petitioner 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 arresting officer and also be subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita and

on condition that he shall appear before the jurisdictional court and pray for regular bail within a period of four weeks from date.

4. The application for anticipatory bail is, thus, allowed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)