

09.12.2024
Sl. No.38
akd
[ALLOWED]

C. R. M. (A) 4131 of 2024

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 20.11.2024 in connection with Islampur Police Station Case No.620 of 2024 dated 04.11.2024 under Sections 329(2)/75(2) of the Bharatiya Nyaya Sanhita, 2023 read with Section 8 of POCSO Act.

And

In Re: ***Lalon Sk. @ Tahidul Rahaman***

... .. Petitioner

Md. Golam Nure Imrohi

... .. for the petitioner

Mr. Debasis Kar
Ms. Jagori Mitra

... .. for the de-facto complainant

Ms. Amita Gaur
Ms. Nahid Ahmed

... .. for the State

1. It is submitted on behalf of the petitioner the instant case has been lodged due to dispute amongst neighbours. Accordingly, he prays for anticipatory bail.
2. Learned Advocate for the State opposes the prayer for anticipatory bail.
3. Learned Advocate for the de-facto complainant also opposes the prayer for anticipatory bail.
4. We have considered the materials on record including the statement of the victim girl. Keeping in mind the nature of accusation, we are of the opinion though custodial interrogation of the petitioner is not necessary, he requires to cooperate with the investigation.
5. Accordingly, we direct in the event of arrest, the petitioner, namely, ***Lalon Sk. @ Tahidul Rahaman***, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten thousand only), 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 Bharatiya Nagarik Suraksha Sanhita, 2023 and on further condition that the petitioner shall meet the Investigating Officer once in a week until further orders. He shall appear before the jurisdictional court and pray for regular bail within four weeks from date.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)