

29.04.2024
SL No.9
Court No.1
(gc)
(rejected)

***Circuit Bench of Calcutta High Court
At Jalpaiguri***

CRM (DB) 95 of 2024

In Re:- An application for bail under section 439 of the Code of Criminal Procedure filed in connection with Kalimpong Womens Police Station Case No.10/2023 dated 10.06.2023, under Section 6 of the POCSO Act, 2012.

And

In the matter of : **Sheikh Sahamat Ali**

- Petitioner.

Mr. Sk. Abdur Rahim

....For the Petitioner.

Mr. Hasanur Rahaman

.... For the de-facto Complainant.

Mr. Aditi Shankar Chakraborty, Ld. APP.,

Mr. Ujjwal Lucksom,

Mr. Sagnik Sankar Sikdar

....For the State.

1. Heard.
2. Learned Counsel for the State while opposing the prayer for bail has shown two statements of the victim as recorded under Section 164 of the Cr.P.C.
3. On perusal of the two statements of the victim as recorded under Section 164 of the Cr.P.C., we find direct involvement of the present accused petitioner in the alleged crime. It is reported that though the trial has commenced but the victim girl has not yet been examined.
4. Such being the position, the prayer for bail is refused at this stage.

5. All parties shall act on the server copy of this order duly downloaded from the official *website* of this Court.

(Soumen Sen, J.)

(Partha Sarathi Sen, J.)