

29.04.2024
Court No.01
Item No. 28

Rejected

sg

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

CRM (DB) 188 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Phansidewa Police Station Case No. 383 of 2023 dated 12.11.2023 under Section 376/506 of the Indian Penal Code read with Section 6 of the POCSO.

And

In Re: **Biswajit Mandal @ Biswajit Mondal**

Petitioner

Mr. Hillor Saha Podder,

For the Petitioner

Mr. Tapan Bhattacharjee
Ms. Chattu Ray,

For the State

1. We have heard the learned Counsel for the parties.
2. In view of the statement of the victim recorded under Section 164 of the Code of Criminal Procedure and incriminating materials available in the case diary implicating the petitioner for the commission of alleged offence and also having regard to the fact that the evidence of the victim girl is yet to be recorded, we are not inclined to grant bail to the petitioner at this stage.
3. The prayer for bail of the petitioner is rejected. CRM (DB) 188 of 2024 is, accordingly, dismissed.

(Soumen Sen, J.)

(Partha Sarathi Sen, J.)