

29.11.2024
Ct. No. 01
SL No. 36
Cp
(rejected)

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI

CRM (A) No. 793 of 2024

In Re: - An application for anticipatory bail under Section 482 of the B.N.S.S., 2023.

And

In the matter of: Rahul Haque

.....petitioner

Mr. Hillol Saha Podder
Ms. M. Das

... for the petitioner

Mr. Abhijit Sarkar
Mr. Sanjiv Das

...for the State

1. Learned advocate representing the petitioner submits that a love affair developed between the petitioner and the victim. It is further submitted that there was a consensual physical relationship between them. He prays for anticipatory bail.
2. Learned advocate representing the State produces the CD and based on the materials available in the CD strongly opposed the pre-arrest bail prayer of the petitioner.
3. Heard the learned advocates for the respective parties. Perused the CD, other materials including the statement of the victim recorded under Section 164 of the Cr.P.C. corresponding to Section 183 of the B.N.S.S., 2023 and the medical report which prima facie indicates the involvement of the petitioner in the alleged offence. Hence, we are of the view that this is not a fit case to allow the prayer of the petitioner.

4. The prayer of the petitioner is rejected.

5. The application is, thus, disposed of.

(Partha Sarathi Chatterjee, J.)

(Shampa Sarkar, J.)