

05.02.2025

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Allowed

C.R.M. (A) No. 268 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita in connection with Ketugram Police Station Case No. 426 of 2024 dated 25.09.2024 under Sections 137(2)/87/140(3)/64(2)(m)/61(2)(a) of the BNS and Sections 6/10 of the POCSO Act and Sections 9/10 of the Prohibition of Child Marriage Act corresponding to charge-sheet under Sections 137(2)/87/140(3)/64(1)/64(2)(m)/61(2)(a) of the BNS and Sections 6/10 of the POCSO Act and Sections 9/10 of the Prohibition of Child Marriage Act.

And

In Re : Mahamud Hasan petitioner

Mr. Habibur Rahaman
Mr. Archisman Singh
Mr. Sumit Sarkar
Mr. Noorul Amin Sardar

.....for the petitioner

Mr. Debasish Roy, learned PP
Mr. Siladitya Banerjee
Ms. Trisha Rakshit

....for the State

1. Affidavit-of-service filed in Court be kept on record.
2. Heard the learned advocates for the parties.
3. We have considered the materials on record.

Petitioner is the *kazi* who is alleged to have solemnized the marriage between the principal accused and the victim. Principal accused is in custody. Keeping in mind the extent of complicity of the petitioner in the crime we are inclined to grant anticipatory bail to him.

4. 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, 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.

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

(Subhendu Samanta, J.)

(Joymalya Bagchi, J.)