

18.03.2025
Item No.46
Ct. No. 26
CHC
Rejected

C.R.M.(A) 932 of 2025

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, in connection with **Nabadwip** Police Station Case No. **56** of **2025** dated **21.01.2025** under Sections **126(2)/351(2)/3(5)** of the Bharatiya Nyay Sanhita, 2023, Section 12 of the Protection of Children from Sexual Offences Act, Sections 9/10 of the Prohibition of Child Marriage Act.

And

In the matter of: Potoi Ghosh @ Samir Ghosh
..... petitioner

Mr. Prabir Majumder, Advocate
Mr. Snehansu Majumder, Advocate
....for the petitioner

Mr. Saibal Bapuli, Ld. A.P.P.
Mr. Soumya Basu Roy Chowdhuri, Advocate
....for the State

1. Petitioner prays for anticipatory bail.
2. Petitioner is the husband and is aged about 38 years.
Apparently, petitioner entered into marriage with a 14 year old minor.
3. Minor recorded statement under Section 183 of the BNSS implicating the petitioner herein. She claims that she was forced into marriage. Other family members of the petitioner are still absconding.
4. Investigations are ongoing. Enlarging the petitioner on anticipatory bail will send a wrong signal to the society.

5. In such circumstances, we are not inclined to grant anticipatory bail to the petitioner.
6. This application for anticipatory bail is, thus, rejected.

(Debangsu Basak, J.)

(Smita Das De, J.)