

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

CRM (DB) 968 of 2025

In Re:- An application for bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with Katwa Police
Station Case No. 63 of 2025 dated 22.01.2025 under Sections
137(2) of the BNS read with Sections 12 of the POCSO Act.

And

In Re : Amit Kundu

.....Petitioner

**Mr. Navanil De
Mr. Shoumalya Mazumder**

.....for the Petitioner

**Ms. Sukanya Bhattacharya
Ms. Atulya Sinha**

.....for the State

Ms. Sibangi Chatterjee

..... for the *de facto* complainant

Affidavit-of-service filed on behalf of the petitioner is taken
on record.

It is found that service upon the *de facto*
complainant/victim has been effected.

Learned advocate for the petitioner submits that already
after completion of investigation chargesheet has been
submitted in this case and he is languishing in custody for
about 69 days. He seeks for enlargement of the petitioner on
bail.

Learned advocate for the State submits that as per the
statements of the victim there are serious allegations against
the petitioner. She prays for dismissal of the bail application.

Learned advocate for *de facto* complainant also opposes such prayer for bail.

Perused the case diary.

It is found that there are no such allegation of any sexual intercourse transpiring from the statement of the victim. The medical examination has also been refused as is appearing in page-29. Further upon completion of investigation chargesheet has already been submitted by the investigating agency. In view of the above, I am inclined to grant bail.

Accordingly, the petitioner, namely, **Amit Kundu**, be released on bail upon furnishing a bond of Rs.10,000/- (Rupees ten thousand), with two sureties of like amount each, one of whom must be a local, to the satisfaction of the learned Judge, Special Court under the POCSO Act, Katwa, Purba Bardhaman subject to condition that the petitioner shall appear before the learned trial court on every date of hearing until further orders and shall not intimate witnesses and/or tamper with evidence in any manner whatsoever.

The petitioner is directed not to enter the jurisdiction of Katwa Police Station where the victim is residing excepting for the purpose of attending the trial court.

In the event the petitioner fails to comply with the conditions as enshrined hereinbefore, it is open to the trial Court to cancel the bail without further reference to this Court.

Accordingly, **CRM (DB) 968 of 2025** is disposed of.

(Bivas Pattanayak, J.)