

01.05.2025
Item no.2
Court No.39
srm
(Rejected)

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

C.R.M.(M) 139 of 2025

In Re:- An application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 read with Section 439 of the
Criminal Procedure Code, 1973 in connection with Nakashipara
Police Station Case No.1094/2023 dated 23.12.2023 under
Section 6 of the Protection of Children from Sexual Offences Act,
2012 pending before Learned Special Judge (under POCSO Act)
Krishnanagar, Nadia;

And

In Re : Dinesh Biswas @ Sing

.... Petitioner

Mr. Sumanta Das,
Mr. Avilash Tripathi

...for the Petitioner.

Mr. Rana Mukherjee,
Md. Ejaz Akhtar

... for the State.

Service report filed by the State is taken on record.

Despite service, none appears on behalf of the *de facto*
complainant.

Learned Advocate for the petitioner submits that petitioner
is in custody for one year four months without considerable
progress in trial. There are no incriminating materials against
the petitioner. He seeks for enlargement of the petitioner on bail.

Opposing such prayer for bail, learned Advocate for the
State submits that as per the statement of the victim there are
specific allegations against the petitioner of forcible sexual
intercourse resulting in pregnancy of the victim. He seeks for
dismissal of the application.

Perused the case diary and the materials on record.

The victim in her statement before the Magistrate has clearly implicated this petitioner of forcible sexual intercourse. The victim became pregnant. Considering such materials and the nature and gravity of the offence, I am not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

However, the learned Trial Court is directed to expedite the trial and conclude the same at an early date without granting unnecessary adjournments.

Parties are directed to cooperate in the trial for examination of the witnesses.

The application for bail being **CRM (M) 139 of 2025** stands dismissed.

(Bivas Pattanayak, J.)