

22.05.2025
Item no.5
Court No.39
ss
(Rejected)

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

C.R.M.(M) 394 of 2025

In Re: An application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 arising out of Banshihari Police Station Case No.457 of 2024 dated 28.11.2024 under Sections 64(1)/316(2)/318(2)/3(5) of the Bharatiya Naya Sanhita read with Section 6 of the Protection of Children from Sexual Offences Act, 2012, Special Case No.67 of 2024 pending before the Court of the learned Additional District & Sessions Judge POCSO Court, Gangarampur at Buniadpur, District Dakshin Dinajpur.

In Re : Rahul Hossain

.... Petitioner

Mr. Asim Kumar Chakraborti

...for the Petitioner.

Mr. Rana Mukherjee

Mr. Sobhan Gani

...for the State

Mr. Abhinav Rakshik

... for the *de facto* complainant

Service report filed by the State is taken on record.

Learned Advocate for the petitioner submits that the victim and the petitioner had love affairs and there are no such incriminating materials against the petitioner. He seeks for enlargement of the petitioner on bail.

Opposing such prayer learned Advocate for the State submits that there is specific implication of forcible sexual assault upon the victim. He seeks for dismissal of the application for bail.

Learned Advocate appearing on behalf of the *de facto* complainant opposes such prayer for bail.

Perused the case diary and materials on record.

The victim clearly implicates this petitioner in the alleged offence. Considering the above materials and the nature and gravity of the offence, this Court is not inclined to grant bail to the petitioner.

Accordingly, the bail prayer of the petitioner is rejected.

The application for bail being **CRM(M) 394 of 2025** stands dismissed.

(Bivas Pattanayak, J.)