

03.07.2025
Item No.2
Court No.42
ab

IN THE HIGH COURT AT CALCUTTA.
CRIMINAL MISCELLANEOUS JURISDICTION
CRM (R) 41 of 2025

In re : An Application for Bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, in connection with the special
case no.117/2024, arising out of Barasat police station case
no.476/2024 dated 13.08.2024 under Section
96/143/98/99/61(2) of BNS r/w 3/4/5/6/7/9 Immoral Traffic
(Prevention) Act, 1956 and Section 6 of POCSO Act, presently
pending before the learned Judge, Special (POCSO) Court,
Barasat, North 24 Parganas.

-And-

In the matter of : Manika Banerjee

... .. Petitioner (in Jail)

Mr. Suman Bhanja,
Mr. Sahil Kabir

... .. For the Petitioner

Ms. Zareen Nasima Khan,
Mr. Rajesh Jana

... ...For the State

Service report along with status report filed by the State is
taken on record.

Learned advocate for the petitioner submits that the
petitioner is in custody for the last 11 months without there
being sufficient progress in trial. The petitioner is a diabetic
patient. He seeks for enlargement of the petitioner on bail.

Opposing such prayer for bail, learned advocate for the State
submits that there are specific allegations against the petitioner
of putting the minor victims into prostitution. He seeks for
dismissal of the bail application.

Despite service, none appears on behalf of the *de facto* complainants/victims.

Perused the case diary and materials on record.

Upon going through the statements of the victims recorded under Section 164 Cr.P.C., it is found that there are specific allegations against the petitioner of putting the minors into prostitution. Considering the above materials as indicated above and bearing in mind nature and gravity of the offence, this Court is not inclined to grant bail to the petitioner.

Accordingly, the bail prayer is rejected.

However, the learned trial court is directed to expedite the trial and conclude the same at an early date without granting any unnecessary adjournment to either of the parties.

The prosecution is directed to produce witnesses as per schedule fixed by the trial court for examination of witnesses.

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

The Superintendent, Dum Dum Correctional Home is directed to provide medical assistance as per requirement of the petitioner.

The application for bail being **CRM (R) 41 of 2025** stands dismissed.

(Bivas Pattanayak, J.)