

06/08/2025

D/L 30

Ct. No.28

S.Kundu

Rejected

C.R.M.(A) 2290 of 2025

In Re:- An application for anticipatory bail under section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023/under Section 438 of the Code of Criminal Procedure. In connection with Jiaganj police station case no. 468 of 2024 dated 2.12.2024 under Sections 126(2)/115(2)/75/79/351(3)/62/108 of the BNS.

In the matter of: Sanku Saha @ Susagar Saha
... Petitioner

Mr. Arnab Chatterjee
Ms. P. Bose

...for the petitioner.

Mr. Abdur Rakib
Mr. Biswajit Sarkar
Mr. Biswajit Saha

...for the de-facto.

Mr. Saibal Bapuli
Ms. Sonali Bhar

...for the State.

1. Report filed on behalf of the State is taken on record.
2. Heard the learned counsels appearing on behalf of the petitioner, de-facto complainant and the State.
3. It appears that the allegations made by the 13 years old victim girl in her statements recorded before the learned Magistrate are directed against the petitioner. The petitioner, therefore, does not stand on the same footing as the ones who were granted anticipatory bail by this Court.
4. Considering the incriminating materials available in the case diary including the statements of minor victim girl, I do not consider this to be a fit case to grant anticipatory bail to the petitioner.

5. Accordingly, the application for anticipatory bail is rejected.

(Jay Sengupta, J.)