

06.08.2025
Item no.10
Court No.42
ss
(Dismissed)

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

CRM (M) 1222 of 2025

In Re:- An application under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 in Special Case No.61 of 2025
arising out of Pukhuria Police Station Case No.313 of 2025
dated 23.06.2025 for the offence punishable under Section 6 of
POCSO Act currently pending before the Court of learned Judge,
Special Court (under POCSO Act), Chanchal, Malda.

And

In Re : Lalbar Ali alias Lalbar alias Lalban Ali alias Lalban
.... Petitioner

Mr. Soupal Chatterjee
Mrs. Mekhala Kar
Ms. Sucheta Banerjee

..... for the petitioner

Mr. Md. Adil Badr
Mr. Md. Kutubuddin

... for the State

Ms. Rituparna Ghosh

... 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. There are no
incriminating materials against the petitioner. The victim left her
house out of her own accord. The petitioner is in custody for 50
days. She seeks for enlargement of the petitioner on bail.

Opposing such prayer for bail, learned Advocate for the
State submits that the victim in her statement clearly implicates
this petitioner of his involvement in the alleged offence and it is
also supported by other witnesses. He seeks for dismissal of the
bail application.

Learned Advocate for the *de facto* complainant also makes similar submission.

Perused the case diary and materials on record.

The victim in her statement clearly implicates this petitioner of kidnapping and committing rape upon her. Considering the *prima facie* incriminating materials, the implication of the victim 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) 1222 of 2025** stands dismissed.

(Bivas Pattanayak, J.)