

22.09.2025
Sl. No.14
NB

CRM (A) 2851 of 2025

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure, 1973 corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Pukhuria P.S. Case No.71/2024 dated 08.02.2024 under Sections 8 and 12 of the POCSO Act, 2012 corresponding to Special Case No.15/2024.

And

In the matter of: Sukesh Sarkar

... petitioner

Mr. Soupal Chatterjee,
Ms. Mekhala Kar.
...for the petitioner.

Mr. Saibal Bapuli,
Ms. Ratna Ghosh.
...for the State.

Affidavit of service filed on behalf of the petitioner is taken on record.

Despite service, no one appears on behalf of the de facto complainant.

Heard the learned counsels for the petitioner and the State.

It appears that the application for anticipatory bail of a similarly circumstanced co-accused was rejected by a Division Bench of this Court on 03.10.2024 in *CRM (A) 3122 of 2024*.

Considering the incriminating materials available in the case diary including the statement of the minor victim recorded before a learned Magistrate, I do not consider this to be a fit case for granting anticipatory bail to the present petitioner.

The application for anticipatory bail being **CRM (A) 2851 of 2025** is, thus, rejected.

Urgent photostat certified copies of this order may be delivered to the learned Advocates for the parties, if applied for, upon compliance of all formalities.

(Jay Sengupta, J.)