

AD 26
September 24, 2025
Ct. 28
SG

CRM(A) 2938 of 2025

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Shaktigarh P.S. Case No.149/2025 dated 14.06.2025 under Section 6 of the POCSO Act.

Reject

In the matter of:

XXX

... *petitioner*

Mr. Tapas Kumar Ghosh, Sr. Adv.

Mr. Tanmay Chowdhury

... for the petitioner

Mr. Saibal Bapuli

Ms. Madhumita Basak

... for the State

Mr. Samim Ahammed

Mr. Asif Ikbal Baidya

Mr. Nasirul Haque

... for the de facto complainant

Learned senior counsel representing the petitioner submits that the de facto complainant has been initiating false criminal proceedings against the present petitioner one after another. The petitioner has got bail in other matter. This time the de facto complainant had manipulated her minor daughter to frame the present petitioner.

Learned counsel for the de facto complainant strongly opposes the prayer for anticipatory bail.

Learned counsel for the State opposes the prayer for anticipatory bail, relies on the case diary of the present case as well as an earlier case and points to the detailed

version regarding the incident made by the six years old victim.

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

The application for anticipatory bail is, thus, rejected.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Jay Sengupta, J.)