

D/L 82
21.11.2025

Bpg.
Allowed

C.R.M. (M) 2288 of 2025

In Re: An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Gazole Police Station Case No.713/2025 dated 20.07.2025 under Sections 329(4)/115(2) of the Bharatiya Nyaya Sanhita and under Section 4 of the Protection of Children from Sexual Offences Act, 2012;

Milan Bhuimali
Versus
The State of West Bengal & Anr.

Mr. Sagar Saha
Ms. Nayana Mukhopadhyay.
...for the petitioner.

Mr. Debabrata Chatterjee
Ms. Baishakhi Chatterjee.
...for the State.

Leave is granted to the learned advocate appearing for the petitioner to correct the cause title.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for 4 months and the investigation of the case having been completed, further detention of the petitioner is unwarranted.

Learned advocate appearing for the State has submitted that service has been effected upon the de facto complainant/victim. It has been also brought to the notice of this Court that the stage of the case is relating to consideration of charges.

Learned advocate for the State has produced the case diary.

I have considered the statement under Section 164 of

Cr.P.C. as well as the medical report dated 20.07.2025.

Having considered the overall circumstances of the case, I am of the view that further detention of the petitioner is unwarranted.

Accordingly, the prayer for bail of the petitioner is allowed. The petitioner, namely, Milan Bhuimali shall be released on bail upon furnishing bond of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties of Rs.10,000/- each, one of whom must be local to the satisfaction of the learned Judge, Special Court, under POSCO Act, ADJ, 2nd Court, Malda.

If on bail, the petitioner shall stay outside the jurisdiction of Gazole Police Station and shall enter the jurisdiction only with the leave of the learned special court. Such condition shall continue till the learned trial court deems fit and proper to waive such condition. Petitioner shall be physically present on each and every date fixed by the learned trial court.

Accordingly, CRM (M) 2288 of 2025 is allowed.

Report submitted by the State be kept with the record.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

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

(Tirthankar Ghosh, J.)

