

21.11.2025
Court No.35.
D/L. 90.
Kausik
(Allowed)

CRM (M) 2319 of 2025

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure/Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Rahara Police Station Case No. 414 of 2023 dated 10.11.2023 under Sections 376 AB of the Indian Penal Code read with Section 6 of the POCSO Act;

And

In the matter of : Bablu Chowdhury

.....Petitioner.

Mr. Debasis Kar
Mr. Husen Mustafi

.....for the Petitioner.

Mr. Bidyut Kr. Roy
Mr. Mirza Firoj Ahmed
.....for the State.

Learned advocate appearing for the petitioner submits that the petitioner was arrested in the month of November, 2023 and is in custody for 2 years. The examination of the victim girl is over and evidence of the mother of the victim girl is in progress.

Learned advocate for the State opposes the prayer for bail, draws the attention of the Court to the statement of the victim as well as that of the mother of the victim including the medical report.

I find that the victim is 3 years old which definitely calls for much more caution on the part of the Court but having considered the period of time, the petitioner is in custody and

the other materials on record which are appearing, I am of the opinion that further detention is unwarranted.

As such the prayer for bail of the petitioner is allowed.

Petitioner, namely **Bablu Chowdhury**, shall furnish bond of Rs. 20,000/- (Rupees Twenty Thousand Only) with two sureties of Rs. 10,000/- (Rupees Ten Thousand Only) each. One of whom must be local to the satisfaction of Learned ACJM, Barrackpore.

If on bail the petitioner shall not leave the jurisdiction of Rahara Police Station without the prior permission of the learned Special Judge, POCSO Act, Barrackpore or the learned ACJM, Barrackpore. Petitioner shall be physically present before the Trial Court on each and every date fixed by the said Court.

Affidavit of service filed by the petitioner be kept with the record.

Consequently, CRM (M) 2319 of 2025 is allowed.

Case diary be returned to the learned advocate appearing for the State.

All parties shall act in terms of server copy of the order 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 with all requisite formalities.

(Tirthankar Ghosh, J.)