

20.02.2025
77
Court No.26
S.D.
Rejected

CRM (DB) 4316 of 2024

In re: An Application for **Bail** under Section **439** of the Code of Criminal Procedure, 1973 read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **Mothabari** Police Station Case No. **239** of **2024** dated **01.05.2024** under Sections **315/506/202/34** of the Indian Penal Code, 1860 read with Sections **6(1) & (2)** read with Sections **5 (i)(ii), (1) & (n)** of the Protection of Children from Sexual Offences Act, 2012..
-And-

In the matter of: XXXX

... .. Petitioner

Md. Wasim Akram
... .. For the Petitioner

Mr. Avishek Sinha
Mr. Abhinaba Mukherjee
... ..For the State

Ms. Reshmi Khatun
..For the defacto complainant

Petitioner stands implicated in assisting penetrative sexual assault on a minor of 14 years old. Petitioner was also instrumental in forcing abortion of the minor.

The relationship between the petitioner and the victim are one of near relative.

Considering the gravity of the offence and the involvement of the petitioner in the incident, we are not inclined to grant bail to the petitioner and the prayer for bail of the petitioner is rejected.

The application being **C.R.M. (DB) 4316 of 2024**
stands dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)