

25.
12-02-2025
(ct. no.29)
debajyoti
(rejected)

CRM (DB) 51 of 2025

In re: An application for bail under Section 439 of the Code of Criminal Procedure/483 of the Bhartiya Nagarik Suraksha Sanhita in connection with Samsherganj Police Station Case No.312 of 2022 dated 29-08-2022 under Sections 363/365/366A/368/370/370(A)(1)/372/376/34 of the Indian Penal Code and Sections 3/4/5/6/7/9 of the Immoral Traffic (Prevention) Act and Section 6 of the Protection of Children from Sexual Offences Act.

- A n d -

In the matter of : Dalim Sk @ Dalim Momin @ Salim Sk @ Dalim
.... Petitioner.

Mr. Tapodip Gupta

... For the Petitioner.

Mr. Kunal Ganguly

... For the State.

Mr. Rameshwar Sinha,
Mr. Tapas Pal,
Mr. Z. P. Varte

... For the defacto complainant.

Dictated by Arijit Banerjee, J.

1. The allegations are grave. The relevant sections of Immoral Traffic (Prevention) Act, 1956, POCSO Act and Indian Penal Code have been invoked. We have seen the statement of one of the victim girls recorded under Section 164 of the Code of Criminal Procedure. She squarely implicates this petitioner.

2. Learned State advocate says that witness action is in progress.

3. In view of the gravity of the charge and *prima facie* incriminating material against the petitioner and seeing that

trial is in progress, we are not inclined to entertain the petitioner's prayer for bail at this stage.

4. The application for bail is, thus, **dismissed**.

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

6. Criminal Section is directed to supply certified copies of this order to the parties, if applied for, upon compliance of all necessary formalities.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)