

C.R.M. (A) 126 of 2025

In Re: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kaliganj Police Station Case No.182 of 2024 dated 24.02.2024 under Sections 341/323/325/307/506/34 of the IPC and under Section 4 of POCSO Act

And

In Re: **Neighbour of the victim girl**

... Petitioner

Ms. Karabi Roy

...for the Petitioner

Mr. Binoy Kumar Panda
Mr. Debanik Das

...for the State

1. Petitioner renews his prayer for pre-arrest bail. It is contended investigation is complete and the principal accused has been released on bail.

2. We have considered the materials on record. Earlier prayer of pre-arrest bail was rejected on merits. Statement of the victim implicates the petitioner in the crime. Submission of charge-sheet is an aggravating and not a mitigating circumstance. Grant of bail to co-accused is also not relevant as the parameter for grant of pre-arrest bail is significantly different from that of regular bail. Hence, we are not inclined to grant anticipatory bail.

3. Officer-in-charge shall submit explanation why steps were not taken to apprehend the petitioner notwithstanding earlier rejection of pre-arrest bail. Report be filed within one (1) week.

4. The application for anticipatory bail is, thus, rejected.

(Subhendu Samanta, J.)

(Joymalya Bagchi, J.)