

10.03.2025

Item no. 9.

Court No.29.

AB

(Rejected)

CRM (DB) 67 of 2025

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Amdanga P.S. Case No.236 of 2020 Dated 19.04.2020 under Sections 376(2)(i)/376(3) of the Indian Penal Code read with Section 6 of the POCSO Act

And

In the matter of : Ali Akbar Mondal @ Gunda

.....Petitioner.

Mr. Sekhar Barmanfor the Petitioner.

Mr. Debabrata Chatterjee

Ms. Sudeshna Dasfor the State.

Mr. Sumanta Ganguly.....for the Victim Girl.

Dictated by Arijit Banerjee, J.

1. The allegation is of ravishing a 15 year old minor girl. The petitioner is one of the four accused persons. He says that he is in custody for one year. Not a single witness has been examined till date. He prays for bail.
2. Learned State Advocate and learned Advocate for the victim girl, while opposing the bail prayer, draw our attention to the statement of the victim girl recorded under Section 183 B.N.S.S. 2023. The victim girl clearly implicates this petitioner.
3. In view of the prima facie incriminating evidence against the petitioner, we are not inclined to allow his prayer for bail, at this stage.
4. The prayer for bail is rejected.
5. CRM (DB) 67 of 2025 is dismissed.

6. However, considering the period of detention of the petitioner, we direct the learned Trial Court to expedite the trial to the fullest extent possible and conclude the same on an early date, without granting unnecessary adjournment to either of the parties.
7. Parties to communicate this order to the learned Trial Court.
8. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Prasenjit Biswas, J.)

(Arijit Banerjee, J.)