

11.08.2025.
41
Suman
Ct. 01
Rejected

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction
Appellate Side**

CRM (DB) 165 of 2025

In re: An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023/ under Section 439 of the Code of Criminal Procedure, 1973 in connection with Special POCSO Case No.62(10) of 2019 and in connection with Siliguri Women Police Station Case No.204 of 2019, dated 16.10.2019 under Sections 357/363/365/366A/370 A of the Indian Penal Code and read with Section 6/17 of Protection of Children from Sexual Offences Act, 2012 read with Sections 3/4/5/6/7 of Immoral Traffic Prevention Act, 1956.

And

In the matter of : **Archana Ghosh @ Mona Biswas**
... petitioner

Mr. Hillol Saha Podder
Ms. Mousumi Das
..for the petitioner

Mr. Nilay Chakraborty
Mr. Tapan Bhattacharjee
..for the State

It is submitted that although a Division Bench of this Court, by an order dated January 8, 2024, directed that the trial be concluded preferably within a period of one year from the date of the order, the trial has not yet been completed.

Learned advocate representing the State submits that out of 17 (seventeen) witnesses, the examination of 13 (thirteen) witnesses has already been completed. It is expected that the remaining witnesses will be examined on

the next date of hearing. He further submits that, having regard to the statement of the victim girl recorded under Section 164 of the Code of Criminal Procedure, the petitioner should not be enlarged on bail during the pendency of the trial.

Having regard to the fact that the trial is at the verge of conclusion, I am not inclined to entertain the prayer of the petitioner at this stage.

Accordingly, CRM (DB) 165 of 2025 is rejected.

Let an urgent photostat certified copy of this order, if applied for, be supplied to the learned advocates for the parties on the usual undertakings.

(Kausik Chanda, J.)