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10.07.2025
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Allowed

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

C.R.M. (A) 381 of 2025

In Re : An application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Sitai Police Station Case No. 55 of 2025 dated 10.03.2025 under Sections 137(2)/140(3) of the BNS and Section 12 of the POCSO Act.

And

In Re : **Hashanur Miah**

Mr. Surojit Basu
Mr. Ratan Chandra Roy
Mr. Sayantan Bhowmik

... for the petitioner.

Mr. Nilay Chakraborty
Ms. Namrata Das

... for the State.

Kumar Shantanu
Taiab Sahadat

... for the Defacto Complainant

Heard learned counsels for the parties.

It prima facie appears that the victim girl left her house with the petitioner on her own accord. She has not implicated the petitioner in her statement under Section 183 of the BNSS.

Considering the material on record, particularly the statement of the victim girl recorded under Section 183 of the BNSS, this Court is inclined to grant anticipatory bail to the petitioner.

Accordingly, in the event of arrest, the petitioner namely Hashanur Miah be released on bail upon furnishing bond of Rs.10,000/-(Rupees Ten Thousand), with two sureties of like amount each, to the satisfaction of the Arresting Officer and also subject to the conditions laid down under Section 482(2) of the BNSS. The petitioner shall appear before the jurisdictional Court and pray for regular bail within two weeks from date.

The application for anticipatory bail is thus disposed of.

Case diary be returned.

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

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)