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06.11
2025
(Rejected).

Calcutta High Court
In The Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction

C.R.M.(A) 628 of 2025

In Re.: An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Mathabhanga Police Station Case No. 305 of 2025 dated 27.04.2025 under Section 8 of the POCSO Act.

Manoranjana Roy Pakhadhara
Vs.
The State of West Bengal

Mr. Subhasish Misra
Mr. Satyajit Paul
Mr. Rounak Ghosh

...For the Petitioner

Mr. Aditi Shankar Chakraborty
Mr. Ujjwal Luksom
Mr. Sagnik Sankar Sikdar

...For the State

This is an application wherein the petitioner has prayed for anticipatory bail in connection with the Mathabhanga Police Station Case No. 305 of 2025 dated 27.04.2025 under Section 8 of the POCSO Act presently pending before the learned Additional District & Sessions Judge, Mathabhanga, Coochbehar.

Learned Counsel appearing on behalf of the petitioner submits that from the FIR it is quite clear that the delay in lodging FIR was caused as the parties had made an attempt to settle the dispute amicably which casts sufficient doubt about the genuineness of the allegation leveled against the petitioner and as such custodial interrogation may not be required and he may be released on anticipatory bail on any terms and conditions.

Mr. Ujjwal Luksom, learned Counsel appearing on behalf of the State opposed the bail prayer and has pointed out the statement of

the victim recorded under Section 164 of the Cr.P.C. and also other materials on record.

Having heard learned Counsel appearing on behalf of the petitioner and the State, the prayer for anticipatory bail made by the petitioner stands rejected.

Accordingly, the application for anticipatory bail, being C.R.M.(A) 628 of 2025 is disposed of.

(Dr. Ajoy Kumar Mukherjee, J.)