

04.09.2025

SL No.19

Ct. No.03

Sudipta

Allowed

**Calcutta High Court
In The Circuit Bench at Jalpaiguri**

CRM (A) 644 of 2025

In Re: An application for Anticipatory Bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Jalpaiguri Women's Police Station Case No. 119 of 2025 dated 12.07.2025 under Section 6 of POCSO Act.

And

In Re : **Abhishek Roy**

.....Petitioner

For the Petitioner :

Mr. Sourav Sarkar

.....Advocate

For the State :

Mr. Aditi Shankar Chakraborty, Ld. APP

Mr. Aniruddha Biswas

.....Advocates

For the Victim Girl :

Mr. Sandip Guha Roy

.....Advocate

1. Learned counsel for the petitioner submits that the petitioner and the victim having an affair and the present complaint was lodged by the doctor only.
2. Learned counsel for the victim submits that the victim was married with the petitioner since long and they were residing together. Victim is also present in person.
3. Learned counsel for the State has also fairly submitted that there was love affair between the parties. Learned

counsel further submits that even during investigation it has transpired that the petitioner and the victim having an affair and even got married.

4. Thus, taking into account the facts and circumstances, this Court considers that the petitioner is entitled to grant anticipatory bail.
5. Accordingly, the prayer for anticipatory bail is allowed.
6. In the event of arrest, the petitioner be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of like amount each, one of whom must be local, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438 (2) of the Cr.P.C., 1973 corresponding to Section 482(2) of the BNSS, 2023 and on further condition that the petitioner shall not threaten or intimidate or tamper with the witnesses and the petitioner shall join the investigation as and when directed by the Investigating Officer.
7. CRM (A) 644 of 2025 is disposed of.
8. Urgent Photostat certified copy of this order, if applied for, be given to the parties upon compliance of all necessary formalities.

(Dinesh Kumar Sharma, J.)