

28.11.2025
Item no.2
Court No.3
ss
(Rejected)

IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
CRIMINAL MISCELLANEOUS JURISDICTION

CRM (A) 822 of 2025

In Re:- An application for anticipatory bail under Section 482 of BNSS, 2023 in connection with Alipurduar Woman P.S. Case No.61 of 2025 dated 31.07.2025 under Sections 69/351(d) of the Bharatiya Nyaya Sanhita, 2023 corresponding to GR Case No.1473 of 2025 pending before the learned Chief Judicial Magistrate, Alipurduar.

In the matter of : Sri Dibakar Das
... Petitioner.

Mr. Kalipada Das
...for the Petitioner.

Mr. Ujjwal Luksom
Mr. Sagnik Sankar Sikdar (virtual mode)
.....for the State.

Mr. Abhishek Singh
... for the *de facto* complainant

1. Service report filed by the State is taken on record.
2. Learned Advocate for the petitioner submits that out of misunderstanding the present case has been initiated. The physical relationship between the petitioner and the victim is consensual. He seeks for grant of anticipatory bail in favour of the petitioner.
3. Learned Advocate for the State, opposing such prayer for anticipatory bail, submits that there are specific

allegations against this petitioner of his involvement in the alleged offence. He seeks for dismissal of the application for anticipatory bail of the petitioner.

4. Learned Advocate for the *de facto* complainant leaves the matter to the discretion of this Court.
5. Perused the case diary and the materials on record.
6. The victim in her statement implicates this petitioner of forcibly entering into physical relationship with the victim several times without her consent. Consequently, the victim became pregnant. Considering the materials as above and the nature and gravity of the offence, I am not inclined to extend the benefit of anticipatory bail in favour of the petitioner.
7. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.
8. The application being **CRM (A) 822 of 2025** stands dismissed.

(Bivas Pattanayak, J.)