

AD 23
February 12, 2026
Ct. 28
SG

Reject

CRM(A) 130 of 2026

An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Nalhati P.S. Case No.65 of 2025 dated 09.02.2025 under Sections 137(2)/140(3) of the BNS, read with Section 4/6 of the POCSO Act.

And

In the matter of: YYYY

... petitioner

Mr. Prosenjit Mukherjee
Mr. Jahangir Hossain
Mr. Saptarshi Chakraborty
Mr. Raja Roy

... for the petitioner

Mr. S.S. Imam
Mr. Sufi Kamal

... for the State

Report filed by the State is taken on record.

Despite service no one appears on behalf of the de facto complainant.

Learned counsel for the petitioner submits that the petitioner is agreeable to accept the victim as wife.

Learned counsel for the State opposes the prayer for anticipatory bail and submits that the 23 year old petitioner had kidnapped the 14 year old minor victim and raped her. She has now become pregnant and is staying at the parents' place. It is not the case of the victim that she wanted to marry the petitioner.

Considering the above and the other incriminating materials available in the case diary, I do not consider this to be a fit case for granting anticipatory bail.

The application for anticipatory bail is, thus, rejected.

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

(Jay Sengupta, J.)