

07.04.2026
Court No.35.
D/L. 34.
Kausik
(Allowed)

CRM (M) 288 of 2026

In Re: An Application for Bail under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023/ Section 439 of the Code of
Criminal Procedure, 1973 in connection with Berhampore Police
Station Case No. 1683 of 2025 dated 28.07.2025 under Section
118(1)/118(2)/65(1)/82(1)/85 of the Bharatiya Nyaya Sanhita
and Section 6 of the POCSO Act.

And

In the matter of : XXXX

.....Petitioner.

Mr. Jisan Iqbal Hossain

.....for the Petitioner.

Mr. Debattam Das
Mr. Tirupati Mukherjee

....for the Defacto Complainant.

Mr. Imran Ali
Ms. Pritha Paul

.....for the State.

Report submitted by the State be kept with the record.

Learned advocate for the State has produced the
statement of the victim girl under Section 183 of the BNSS.

Learned advocate for the defacto complainant has also
opposed the prayer for bail.

I find from the record that the petitioner was arrested
on 29.07.2025 which is more than 8 months in custody. The
charge sheet has already been submitted.

Having regard to the background of the case and without entering into the merits considering the period of detention of the present petitioner, I am inclined to release the petitioner on bail on certain stringent conditions.

Accordingly, prayer for bail of the petitioner is allowed.

Accordingly, Petitioner shall furnish bond of Rs. 20,000/- (Rupees Twenty Thousand Only) with two sureties of Rs. 10,000/- (Rupees Ten Thousand Only) each. One of whom must be local to the satisfaction of Learned Judge, Special Court, under POCSO Act, Berhampore, Murshidabad.

If on bail, the petitioner shall be physically present on each and every date fixed before the learned Trial Court and shall not leave the jurisdiction of District of Murshidabad without the prior permission of the Learned Special Court.

Further, while on bail, petitioner shall not enter the jurisdiction of Berhampore Police Station except for the purposes of attending the Court. If there is any violation of the provisions, the learned Special Court on being aware of the same would be at liberty to cancel the bail without further reference to this Court.

Accordingly, CRM (M) 288 of 2026 is **allowed**.

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

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

(Tirthankar Ghosh, J.)