

07.04.2026

Item No.35

Ct.No.35

dc.

Rejected

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M. (M) 291 of 2026

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Hasnabad Police Station Case No. 232 of 2023 dated 08.06.2023 under Sections 363/365/376D of the Indian Penal Code and Section 6 of the Protection of Children from Sexual Offences Act, 2012.

And

In Re : **Mijanur Gazi @ Mijan @ Rohit Sk.**

... Petitioner.

Mr. Kallol Kumar Basu,
Mr. Md. Jannat Ul Firdous,
Mr. Rajsekhar Hota

... For the Petitioner.

Mr. Debabrata Chatterjee,
Mr. Samarjit Balial

... For the State.

Ms. Sumita Sarkar,
Ms. Anshu Shaw

... For the *de facto* complainant.

Report submitted by the learned advocate appearing for the State along with the acknowledgement of the private opposite party no.2/*de facto* complainant be kept with the record.

Learned advocate appearing for the petitioner submits that the petitioner is in custody since 23.12.2023 and till date, only five witnesses out of 23 chargesheeted witnesses have been examined. As such, petitioner may be released on bail.

Learned advocate appearing for the State opposes the prayer for bail and draws the attention of the Court to the

statement of the victim recorded under Section 164 of the Code of Criminal Procedure. Evidence of the victim and report of the medico-legal examination have also been relied upon.

Learned advocate appearing for the *de facto* complainant also opposes the prayer for bail.

Having considered the totality of the circumstances, I am not inclined to release the petitioner on bail. As such, the prayer for bail of the petitioner is **rejected**.

The application for bail, being CRM (M) 291 of 2026, is, thus, dismissed.

All concerned parties shall act on the server copy of this order duly 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.)