

D/L80
30.03.2026

Bpg.
Rejected

C.R.M. (M)493 of 2026

In Re: An application for Bail under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 filed in connection with Labpur Police Station Case No.175 of 2025 dated 28.07.2025 under Sections 137(2)/140(3)/3(5) of the Bharatiya Nyaya Sanhita, charge-sheet submitted under Sections 137(2)/140(3)/3(5) of the Bharatiya Nyaya Sanhita and adding Section 4/8 POCSO Act;

Choton Mondal @ Chhotan Mondal @ Totan Mondal
Versus
The State of West Bengal & Anr.

Ms. Minoti Gomes
Mr. Hafiz Ali.

...for the petitioner.

Mr. Anwar Hossain
Ms. Rita Datta.

...for the State.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for 6 months 19 days, charge-sheet has been submitted and charges have been framed, as such, the petitioner may be released on bail. Additionally, it has been submitted that the victim is more than 17 years and she was in a relationship, as such, the accusation of any forcibly taken away the girl do not arise.

Learned advocate appearing for the State opposes the prayer for bail and draws the attention of the Court to the statement of the victim under Section 183 of the BNSS as also the other materials on record.

Having considered that the evidence of the victim is yet to commence, I am not inclined to release the petitioner on bail at this

stage. Petitioner would be at liberty to approach this Court after the evidence of the victim is over.

Accordingly, CRM(M)493 of 2026 is rejected at this stage.

Report submitted by the State be kept with the record.

All 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 of all requisite formalities.

(Tirthankar Ghosh, J.)