

23.06.2026
Court No.35.
D/L. 35.
Kausik
(Rejected)

CRM (M) 733 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 Nowda PS Case No.
179 of 2025 dated 28.06.2025 under Section 65 of BNS, 2023
and Section 4 of POCSO Act, 2012.

And

In the matter of : Hafej Ali Sk

.....Petitioner.

Mr. Samim Ahammed
Mr. Sahin Mondal
Mr. Enamul Islam
Mr. Asif Iqbal Baidya
Ms. Sabnam Mostari

.....for the Petitioner.

Ms. Afreen Begum

.....for the victim (HCLSC).

Mr. Debajyoti Deb
Mr. Neel Chakraborty

.....for the State.

Learned advocate appearing for the petitioner submits
petitioner is innocent of the charges which have been leveled
against him and his name has been subsequently incorporated
in the materials collected by the Investigating Agency.
Petitioner's name was not appearing in the FIR neither there
was accusation of petitioner, ravishing the victim. However, the
subsequent afterthought allegations are twofold, one regarding
the complicity of the present petitioner and other relating to the
circulation of obscene materials.

Learned advocate for the State opposes the prayer for bail, draws the attention of the Court to the statement of the victim before the learned Magistrate as well as the Doctor. Attending materials have also been placed before this Court.

Learned advocate for the defacto-complainant is present and opposes the application. Records reflect that charge sheet has been submitted before the jurisdictional Court. Charges are yet to be framed. Learned Trial Court is directed to overcome the stage of consideration of charges on the next date fixed or within a week thereafter and at the earliest complete the examination of the victim, preferably within a period of 2 months from the date of consideration of charges.

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

At this stage, the prayer for bail of the petitioner in CRM(M) 733 of 2026 is **dismissed**.

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.)