07.10.2026
Serial no. *5*
(Anticipatory bail)
(Allowed)
(Dd)

In the High Court at Calcutta
Criminal Miscellaneous Jurisdictional
Appellate Side

CRM (A)/3182/2026

In re : An Application for ***Anticipatory Bail*** *under Section* ***438*** *of the Code of Criminal Procedure* corresponding to Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 *in connection with* ***Patiram*** *Police Station Case No.* ***111*** *of* ***2026*** *dated* ***16.06.2026*** *under Sections* ***351(2)/126(2)/ 115(2)/ 109(1)/3(5)*** *of* Bharatiya Nyaya Sanhita, 2023 *read with Section* ***8/12*** *of Protection of Children from Sexual Offences Act, (Corresponding to PTN No. 364 of 2026)* pending before Special Judge (under POCSO Act) cum ADJ, 2nd Court, Dakshin Dinajpur at Balurghat.

-And-

In the matter of : ***SOURAV SARKAR @ SAUROV SARKAR***
… **…** Petitioner

Mr. Kaushik Choudhury, Advocate
… … For the Petitioner

Mr. Brajesh Jha,
Mr. Madan Mohan Roy,
Mr. Tirtheswar Das, Advocates
… …For the State

1. Police filed charge sheet.
2. Allegedly an incident of assault took place in respect of which the police case was registered.
3. Victim recorded a statement under Section 183 of the BNSS, 2023 where the victim implicates the petitioner. Victim was medically examined.
4. In the statements recorded under Section 183 BNSS, victim claimed that the petitioner assaulted her at her private parts. Medical examination report specifically states that there was no injury mark on the private parts and that the victim was probably not sexually abused.

5. In view of the medical report, I deem it appropriate to grant anticipatory bail to the petitioner.
6. Accordingly, I direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties of like amount each, to the satisfaction of the arresting officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and on further condition that the petitioner shall appear on every date before the jurisdictional Court on and from the date fixed for appearance of the accused and in default the jurisdictional Court will pass appropriate order to secure the presence of the petitioner in Court including cancelling the anticipatory bail granted without further reference to this Court.
7. Prayer for anticipatory bail of the petitioner is **allowed**.
8. **CRM (A)/3182/2026** is **disposed of**.

(Debangsu Basak, J.)

DEBABRATA DAS
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