

29.01.2026

Court No.35.

M /L.260.

Rakib

(Rejected)

CRM (M) 2126 of 2025

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Jhalda Police Station case no. 36 of 2025 dated 22.02.2025 under Sections 65(1) of the Bharatiya Nyaya Sanhita, 2023 and Section 6 of the POCSO Act, 2012.

And

In the matter of : Nitish Mahato.

.....Petitioner.

Mr. Sumanta Chakraborty,

Mr. S. Bikash Mukherjee

.....for the Petitioner.

Mr. Avishek Verma

.....for the State.

Affidavit-of-service filed by the petitioner be kept with the record.

Learned advocate appearing for the petitioner submits that petitioner was arrested in connection with the instant case on the accusations of having committed offences under the POCSO Act. The family of the petitioner and that of the accused were known to each other as such a relationship developed, consequent to which the incident followed.

Learned advocate for the State opposes the prayer for bail and draws the attention to the Court to the statement under Section 183 of BNSS as well as the medical report.

I find from the medical report that the victim was carrying for 24 weeks at the relevant point of time. Having regard to the statement of the victim and the consequent findings of the Doctor, I am not inclined to release the petitioner on bail.

Accordingly, the prayer for bail of the petitioner in CRM (M) 2126 of 2025 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.)