09.10.2026
Item No.77
Court No.37
(Bench ID-265691)
CHC
Allowed

In The High Court at Calcutta
Criminal Miscellaneous Jurisdiction
Appellate Side

C.R.M.(A) 3491 of 2026

In Re:- An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, in connection with **Nandanghat** Police Station Case No. **454** of **2026** dated **27.08.2026** under Sections **74/89/117(2)** of the Bharatiya Nyaya Sanhita and Section 12 of the POCSO Act and Section 9 of Child Marriage Act, pending before the Court of Learned Judge, Special Court cum Additional Chief Judicial Magistrate, Kalna.

And

In the matter of : Abhijit Debnath

..... petitioner

Mr. Malay Bhattacharyya, Advocate
Mr. Subhrajyoti Ghosh, Advocate
....for the petitioner

Ms. Rajashree V. Kundalia, Advocate
Ms. U. Garodia, Advocate
....for the State

1. Memo of Evidence filed in Court be kept with the record.

2. Affidavit-of-service filed in Court be taken on record.

3. None appears for the victim.

4. Petitioner seeks anticipatory bail.

5. State opposes the prayer for anticipatory bail.

6. Victim recorded her statement under Section 183 of the BNSS where the victim acknowledges that, she was into a relationship with the petitioner.

7. Court is informed that, petitioner is a student and that, there is an upcoming examination so far as petitioner is concerned.
8. Apparently, victim refused to medical examination.
9. In such circumstances, I grant anticipatory bail to the petitioner.
10. Accordingly, I direct that in the event of arrest the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/-, 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 BNSS, and on further condition that the petitioner will meet the Investigating Officer once in a month till the conclusion of investigation and 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.
11. This application for anticipatory bail is, thus, **allowed**.
12. CRM(A) 3491 of 2026 is **disposed of**.

(Debangsu Basak, J.)

CHINMOY CHAKRABORTY

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