

16.02.2026

Court No.35.

M/L. 244.

Kausik

(Rejected)

CRM (M) 2502 of 2025

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 Hariharpara Police
Station Case No. 213 of 2024 dated 13.04.2024 under Sections
4/6 of the POCSO Act.

And

In the matter of : Babar Shah @ Babar Ali Shah

.....Petitioner.

Mr. Ranadeb Sengupta
Mr. Tapodip Gupta
Mr. Suman Bhanja

.....for the Petitioner.

Ms. Sonali Das
Mr. Ratul Ghosh

.....for the State.

Learned advocate appearing for the petitioner submits
that petitioner is in custody for 1 year and 10 months and 11
witnesses out of 19 witnesses have been examined. There is no
scope of tampering with the evidence, as such on any stringent
condition the petitioner may be released on bail.

Learned advocate for the State has produced the case
diary.

I have considered the statement of the victim under
section 164 of the Cr.P.C. as well as the medical documents
which are appearing.

Learned advocate submits that in the deposition before the Court the evidence is otherwise. However, having regard to the documentary evidences which are available at this stage, I am not inclined to release the petitioner on bail.

Learned Trial Court would expedite the process of trial.

As such, CRM (M) 2502 of 2025 is **dismissed**.

Report submitted by the State be kept with the record.

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.)