10.11.2026
Item No.12
Ct. No. 7
nb/AKG
(Allowed)

CRM(M) 2897 of 2026

In Re.: An application for bail under Section 483 of the B.N.S.S. 2023; under Section 439 Cr.P.C., 1973 in connection with POCSO Case No.31/2024 arising out of Debra P.S. Case No.153/2024 dated 06.03.2024 under Section 376(3) of the IPC and Section 6 of Protection of Children from Sexual Offences Act, pending before the Learned Judge, Special Court under POCSO Act.

In the matter of: **Mantu Kumar Routh**
..... Petitioner.

Mr. Koustav Bagchi
Mr. Debayan Ghosh
Mrs. Priti Kar Bagchi
..... For the Petitioner.

Mr. Rajdeep Biswas
Mr. Ravi Ranjan Kuamr
.....For the State

1. The affidavit of service filed by the petitioner be kept on record.

2. Despite service no one appears on behalf of the victim.

3. Mr. Bagchi, learned advocate appearing for the petitioner, submits that the petitioner has been in custody for two years and eight months. He submits that, till date, not a single witness has been examined. He further submits that, on several occasions, dates were fixed for examination of the victim, but the victim girl did not turn up to depose. He submits that there is no possibility of an early conclusion of the trial. In such circumstances, the petitioner prays for bail.

4. Learned advocate appearing for the State produces the case diary and opposes the prayer for bail on the basis of the materials available therein.
5. Heard the learned advocates appearing for the respective parties and perused the case diary and other materials on record.
6. In the present case, the petitioner has been in custody for more than two years. The victim has not turned up to depose on the previous three occasions, and on two occasions none of the witnesses was present to testify. Therefore, there is no likelihood of an early conclusion of the trial, and the prolonged incarceration of the petitioner militates against his right to a speedy trial guaranteed under Article 21 of the Constitution of India.
7. Taking note of the fact, I am of the view that the petitioner is entitled to be released on bail.
8. Accordingly the petitioner, namely **Mantu Kumar Routh** shall be released on bail upon furnishing a bond of Rs.20,000/- (Rupees Twenty Thousand Only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the learned Chief Judicial Magistrate, Paschim Medinipur. The petitioner shall be physically present on each and every date before the Trial Court and shall not leave the jurisdiction of the District Paschim Medinipur without prior permission of the learned Court below.

6. The application for bail is, thus, **allowed**.

7. All parties shall act on the server copies of this order duly downloaded from the official website of this Court.

8. Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Partha Sarathi Chatterjee, J.)