

**High Court at Calcutta
In the Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction**

25.03.2026

86
Ct. No. 07
A.s

C.R.M.(M) 83 of 2026

In Re:- An application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 in connection with Matigara
Police Station Case No.32 of 2026 dated 16.01.2026, under
Sections 6 of the POCSO Act,2012.

And

In the matter of : **Kamal Adhikary @ Kamal Adhikari**
..... petitioner

Dr. Arjun Chowdhury, Adv.
Mr. Mantu Mandal, Adv.
Mr. Bappadittya Roy, Adv.
...for the petitioner

Mr. Kallol Acharjee, Advocate
Mr. Tapan Bhattacharjee, Advocate
...for the State

Ms. Sunayana Parveen, Adv.
...for the O.P. 2.

1. Petitioner, State and the de facto complainant are represented.
2. Learned advocate for the de facto complainant does not oppose the prayer for bail.
3. Apparently the petitioner and the victim are married.
There is a child born out of the wedlock.
4. Police filed charge-sheet.

5. Considering the fact that the police filed charge-sheet and considering the fact that the child, born out of relationship between the petitioner and the de facto complainant, would require the parents, it would be appropriate to grant bail to the petitioner.
6. Consequently, prayer for bail of the petitioner is granted.
7. Accordingly, I direct that 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, one of whom must be local, to the satisfaction of the Learned Judge, Special Court (under POCSO Act), Siliguri, subject to condition that the petitioner shall appear before the trial court on every date of hearing until further orders and shall not intimidate witnesses or tamper with evidence in any manner whatsoever.
8. In the event petitioner fails to appear before the trial court without any justifiable cause, the trial court shall be at liberty to cancel his bail in accordance with law without further reference to this Court.
9. The prayer for bail is **allowed**.
10. **CRM(M) 83 of 2026** is **disposed of**.

(Debangsu Basak, J.)