09.10.2026.
Item No. 19
Court No.7
ap

CALCUTTA HIGH COURT

IN THE CIRCUIT BENCH AT JALPAIGURI

APPELLATE SIDE

C.R.M. (A) 686 OF 2026

In the matter of: An application for anticipatory bail under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 21.08.2026 in connection with Alipurduar Police Station Case No. 256 of 2026 dated 04.06.2026 under Sections 332(b)/64/62/225/351(2)/3(5) of Bharatiya Nyaya Sanhita, 2023 read with Sections 4/8/17 of Protection of Children from Sexual Offences Act, 2012.

And

In re: **Trinath Barman**. ... Petitioner.

Ms. Esha Acharya,
Ms. Ipsita Saha. ..... for the petitioner

Mrs. Panchali Deb Sikder (Nag),
Mr. Reshab Kumar,
Mr. Shyamal Barman. .... for the State

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

2. The application for anticipatory bail is canvassed on the ground that wife of the de facto complainant was having an affair with the petitioner.

3. This Court notes from the case diary that the statement of the victim girl recorded under Section 164 of the Code of Criminal Procedure, is rather vague in nature and does not indicate any actual offence under POCSO Act, 2012.

4. Counsel for the State opposes the prayer for anticipatory bail of the petitioner.

5. In the light of the above, the petitioner shall be entitled to anticipatory bail.

6. It is directed that in the event of arrest, the petitioner shall be released on bail to the satisfaction of the learned Judge, Special Court under Protection of Children from Sexual Offences Act, 2012, Alipurduar upon furnishing a bond of Rs.40,000/- with two sureties of Rs.20,000/- each, one of whom must be local subject to the conditions that after release, the petitioner shall not leave the jurisdiction of Alipurduar Police Station without the prior consent of the Officer-in-charge, Alipurduar Police Station and shall co-operate in the investigation and report before the Trial Court on each date after charge-sheet is put for committal until further orders and on further condition that he shall furnish any changed address or contact number to the Officer-in-charge, Alipurduar Police Station and surrender his passport, if any. The petitioner shall appear before the jurisdictional Court and pray for regular bail within four weeks from date.

7. This order is subject to the conditions laid down in sub-section (2) of Section 438 of the Code of Criminal Procedure corresponding to Section 482(2) of the BNSS, 2023.

8. In default of compliance of any of the aforesaid condition, the bail of the petitioner shall stand automatically cancelled.

9. Case Diary be returned.

10. C.R.M. (A) 686 of 2026 is allowed and disposed of.

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

(Rajasekhar Mantha, J.)