

**In the Court of Additional District and Sessions Judge,
Gangarampur at Buniadpur, Dakshin Dinajpur.**

Crl. Misc. Case 198/2022

CNR No. WBDD05-000768-2022

JO CODE No. WB

Present- Smt. Rimpa Roy,
Addl. Dist. and Sess. Judge, F.T.C, Balurghat,i/c
of Addl. Dist. & Sess. Judge
Gangarampur at Buniadpur,
Dakshin Dinajpur.

Basudeb Hembram -Vs - State of West Bengal.

**Reference:- G.R case No. 1015 of 2022, Gangarampur P.S Case No. 453/2022
dated 12-09-2022, U/S 363/365/417/376/506 of the Indian Penal Code.**

Order no. 02 dated 11-11-2022

This is an application u/s-439 of Cr.P.C. moved by the Ld. Advocate for the accused-petitioner namely, **Basudeb Hembram**, praying bail.

Both Case Diary and Original Case Record are received.

It is stated in the petition that no other bail petition is filed or pending before the Appellate Authorities of this Court.

Ld. Advocate for the accused-petitioner has prayed for releasing the accused on bail on the ground that the accused person has been falsely implicated in this case and there is no chance of his absconding and the accused-petitioner is in custody since 14-10-2022.

Defacto complainant cum Victim girl is present by filing vokalatnama along with the affidavit stating that she has married the accused Basudeb Hembram and she is residing with her husband peacefully in the house of the accused. She has stated that she has no grievance, if the accused be released on bail. She has also filed self attested copy of Adhar Card and Admit Card of Secondary Education, to prove her age and identity.

Ld. P.P raised objection against such submission and has prayed for rejection of bail.

I have heard the submissions made by the Ld. Adv. for the accused-petitioner as well as the Ld. P.P for the prosecution through V.C.

C.D produced.

Perused the C.D, LCR and affidavit filed by the defacto complainant cum Victim Girl.

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Having considered, the materials available in the CD along with the statement u/s-161 CrPC and the statement u/s 164 of the Cr.P.C and affidavit filed by the victim and considering the period of detention suffered by the accused-petitioner, I am inclined to allow the prayer for bail of the accused-petitioner.

Accordingly, the accused-petitioner, namely, **Basudeb Hembram**, may be find interim bail of Rs. 5000/- with two registered sureties each of Rs. 2500/- subject to the satisfaction of Ld. ACJM Gangarampur at Buniadpur.

The Ld. ACJM Gangarampur at Buniadpur, is hereby requested to release the accused-petitioner on furnishing bail bond.

Copy of this order be sent to the Ld. ACJM Gangarampur at Buniadpur for information.

Thus this Crl. Misc. Case being No. 198 of 2022, is disposed of.

C.D. & L.C.R be returned.

Inform all concerned.

D/C by me

sd/-

Addl. Dist. and Sess. Judge, F.T.C, Balurghat,i.c of
Addl. Dist. and Sess. Judge,
Gangarampur at Buniadpur,
Dist.- Dakshin Dinajpur.

sd/-

Addl. Dist. and Sess. Judge, F.T.C, Balurghat,i.c of,
Addl. Dist. and Sess. Judge,
Gangarampur at Buniadpur,
Dist.- Dakshin Dinajpur.