

**In the Court of Additional Dist & Sessions Judge cum Special Judge under
POCSO Act, Kalna, Purba Bardhaman**

Present :Sri Chiranjib Bhattacharya (J.O. Code-WB00718),
Addl. Sessions Judge-cum- Judge Special Court (POCSO Act)
Kalna, Purba Bardhaman.

**Crl. Misc. Case No. 53 of 2026
(CNR : WBB11-000415-2026)**

(Arising out of Nadanghat P.S. Case No. 157 of 2026 dated 12.04.2026 u/s. 69/318(4)
BNS and GR case No. 626 of 2026)

Petitioner- Rabi Murmu, S/o Anta Murmu of Village : Haripur, PS- Nadanghat, Dist.
Purba Bardhaman
- Vs -
State of West Bengal.

Order No. 02 dated 06-06-2026

Present Misc. case is arising out of an application u/s 483 of BNSS in connection with Nadanghat P.S. Case No. 157 of 2026 dated 12.04.2026 u/s. 69/318(4) BNS and GR case No. 626 of 2026 with a prayer for granting bail to the petitioner.

Today is fixed for hearing of bail petition of petitioner Rabi Murmu .

Ld. Advocate for the petitioner at the time of hearing submitted that in the present case the complainant alleged that there was relationship in between her and the petitioner and there was physical relationship in between them and although there was allegation that on 22.03.2026 the petitioner told her that he would not be able to marry her but no complaint was lodged immediately thereafter. It was also submitted that no material in support of payment of Rs.1,00,000/- to the petitioner could be found during investigation. He further submits that the petitioner voluntarily surrendered on 12.05.26 and since then he is in custody and considering the overall circumstances, he may be released on bail. He further submits that no prayer for bail of this petitioner is either pending before or rejected by the Hon'ble High Court.

Ld. PP in charge, submitted that in the present case there was sexual relationship in between two adult persons and whatever had happened, happened with full consent of the victim and even the victim went to the house of the petitioner and had sexual relationship thereat and although there is allegation that some money was taken by the petitioner but that could not be established.

Considered the submission of both sides.

Perused CD and materials on record.

On perusal of the CD it appears that there is allegation in the FIR that the victim had relationship with the accused for about five years. It also appears from the FIR and statement of the victim recorded u/s.183 BNSS that they had physical relationship at different places and although she was married but developed such relationship for which her husband left her. She also alleged that the petitioner had taken Rs.3,00,000/- from her although in the FIR the amount was stated to be Rs.1,00,000/-.

Considering the the fact that it is a case of consensual sex in between two adult persons prayer for bail is allowed.

Petitioner Rabi Murmu may find bail on furnishing bond of Rs.5000/- with one surety of the like amount subject to the satisfaction of Ld. ACJM, Kalna, Id to JC.

Return CD.

Let a copy of this order along with LCR be returned to the Ld. ACJM, Kalna for information.

This Crl. Misc. is thus disposed of.

Dictated & Corrected by me,

Addl. Sessions Judge,
Kalna. Purba Bardhaman

Addl. Sessions Judge, Kalna
Purba Bardhaman

Memo. No. Dated Kalna 06.06.2026
Copy forwarded to Ld. ACJM, Kalna for information and necessary action.

Addl. Sessions Judge, Kalna
Purba Bardhaman