

Sessions (POCSO) Case No.:- 31/2026 (CIS No.31/2026)
CNR No.-WBJP01-001015-2026

Order No.10 dated 01.04.2026:-

The record is put up today by a put up petition filed on behalf of the accused-petitioner Biswajit Dutta. The copy is served to the Ld. Spl. PP Shri Debasish Dutta.

Ld. defence counsel for the accused-petitioner, namely, Biswajit Dutta, files downloaded copy of order of the Hon'ble High Court, Calcutta at Circuit Bench, Jalpaiguri passed in CRM (A) No. 122 of 2026 dated 19.03.2026 under Sec. 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Kotwali P.S. Case No.28/2026 dated 15.01.2026 u/s Section 8 of the POCSO Act, 2012 read with Section 115(2)/118(1)/76/329(3)/3(5) of the B.N.S.

An verification is filed by Ld. Advocate Debi Sarkar confirming the genuineness of the aforesaid order. Accused-petitioner surrendered before the court today and a bail petition is filed on his behalf.

An affidavit is also filed by one Anjan Chandra Biswas, S/O- Anil Chandra Biswas stating that after attaining bail the accused Biswajit Dutta herein, will live at his house as a tenant situated at Demdemir Danga, Saptibari, P.S. Maynaguri, District – Jalpaiguri, Pin Code - 735224. The accused has also filed an affidavit to this effect. Let the affidavits be kept with the record.

Perused the record and the order of the Hon'ble High Court, Calcutta at Circuit Bench, Jalpaiguri passed in CRM (A) No. 122 of 2026 dated 19.03.2026 under Sec. 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 wherein the Hon'ble High Court was pleased to pass the order in the manner that;

“.....In the event of arrest, the petitioner shall be released on bail upon furnishing a bond of Rs.10,000/- (rupees ten thousand) with two sureties of like amount each, one of whom must be local, to the satisfaction of the Arresting Officer and also be subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the BNSS, 2023 and on further condition that the petitioner shall meet the investigating officer once a week till the submission of report in final form, shall stay beyond the jurisdiction of Jalpaiguri Kotwali Police Station for a period of four months from this date except meeting the investigating officer or attending the jurisdictional court and shall not threaten or intimidate witnesses.

The application for anticipatory bail is, thus, allowed.”

Let the order of the Hon'ble High Court be kept with the record.

In view of the order of the Hon'ble High Court, Calcutta at Circuit Bench, Jalpaiguri passed in CRM (A) No. 122 of 2026 dated 19.03.2026 under Sec. 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in the event of arrest, the accused-petitioner, Biswajit Dutta, shall be released on bail of **Rs.10,000/- (Rupees Ten Thousand only), with two sureties of like amount each, one of whom must be local**, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure, 1973 corresponding to Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023, subject to the satisfaction of the Ld. CJM, Jalpaiguri on condition that the petitioner shall meet the investigating officer once a week till the submission of report in final form, shall stay beyond the jurisdiction of Jalpaiguri Kotwali Police Station for a period of four months from this date except meeting the investigating officer or attending the jurisdictional court and shall not threaten or intimidate witnesses. The

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accused shall furnish the address where he shall presently reside before this court, the investigating officer and the concerned officer in charge of the police station under whose jurisdiction he shall henceforth reside. The accused-petitioner is directed to comply with the conditions as enumerated in the order of the Hon'ble High Court.

Since, the bail bond register is maintained by the office of the Chief Judicial Magistrate, Jalpaiguri the accused-petitioner is directed to furnish the bail bond in the Office of the Ld. C.J.M., Jalpaiguri.

Let a copy of this order be sent to the court of Ld. C.J.M., Jalpaiguri for information and taking necessary steps.

If on bail, todate (**16.06.2026**) for appearance of both the accused persons and supply of copies.

I/O is directed to verify the address Anjan Chandra Biswas, S/O- Anil Chandra Biswas, residing at Demdemir Danga, Saptibari, P.S. Maynaguri, District – Jalpaiguri, Pin Code - 735224 where the accused will live after getting bail and submit a report before this court to that effect. The I/O is also directed to intimate the Inspector-in-charge/Officer-in-charge of the Police Station where the accused-petitioner would reside after being released on bail.

Let another copy of this order be sent to the I/O for information and strict compliance.

D/C by me

Judge, Special Court,
(Under POCSO Act)
2ndCourt, Jalpaiguri
(in-charge)

Judge, Special Court,
(Under POCSO Act)
2ndCourt, Jalpaiguri
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