

SC. 24 of 2022(P)
Mal PS Case No. 454/22 dated 09.06.2022
u/s 6 of POCSO Act.
CNR No. WBJP090001012022
JO CODE: WB00701

Order dated 09.12.2022

Today is fixed for hearing of bail application.
Accused Arun Tanti @ Tati is produced from CCH, Jalpaiguri .
The Ld. Addl. PP is present.
Copy served.
Complainant is present on call.
The bail petition is taken up for consideration.
Heard the Ld. Lawyer on behalf of the accused.
Perused the bail petition duly supported by an affidavit from where it is found that no bail application is pending before any higher forum.
The Ld. Lawyer for the accused Arun Tanti submits that his client is produced before this Court on 12.06.2022 and since then he is in judicial custody. It is also submitted that accused has been falsely implicated.
It is also submitted by the Ld. Lawyer on behalf of the accused that the victim and the accused had a relationship and dispute cropped up when the accused failed to marry her or succumb to the terms and condition of the victim and her parents.
The complainant verbally submits that there is a love affair between the accused and the VG and that the accused has promised to marry her daughter and submits that she has no objection if the accused is released on bail.
The Ld. Lawyer for the accused thus prays for bail on any terms and condition
The Ld. Addl. PP raises objection
Considered.
Perused the material on record.
As the accused is not needed for the sake of investigation as charge sheet has been filed, hence, keeping in mind his period of detention, justice can be substantiated if the accused is released on interim bail subjected to suitable condition to ensure his attendance and free and fair trial of this case.
In the circumstances, the accused Arun Tanti @ Tati may be granted interim bail by furnishing a bond of Rs.2000/- with two registered sureties of Rs.1000/- each , subject to the satisfaction of the Ld. CJM, Jalpaiguri , in default to J/C till 15.02.2023 with further condition:
(i) The accused shall not to hamper or tamper the witnesses
(ii) He shall not leave the jurisdiction of this court without prior permission of this court.
(iii) he shall appear on each and every date.
To 15.02.2023 for appearance if on bail /Production and charge.

Dict. & Correct. By me

Sd/-

A.S.J.

Sd/-

Addl. Sessions Judge, Spl. POCSO
Court, Mal, Jalpaiguri.

No. /ADJ/Mal/Jalpaiguri

Dated

Copy forwarded to :-

The Ld. C.J.M, Jalpaiguri for information and necessary action.

Addl. Sessions Judge
Mal, Jalpaiguri