

IN THE COURT OF ADDL. SESSIONS JUDGE, TEHATTA, NADIA

Criminal Misc Case No. 50/2026,  
(Arising out of Palashipara PS Case No.601 of 2025 dated 17.11.2025)  
POCSO No.92 of 2025

Present: Sri. Sudipta Sarkar  
(in charge)

Petitioner namely **Hasibul Sk @ Hasibul Shaikh** versus State

Order No.03 Dated 10.03.2026

This is an application for anticipatory bail u/s.482 of BNSS on behalf of petitioner namely **Hasibul Sk @ Hasibul Shaikh**.

Heard Ld. Advocate for the petitioner and the Ld. Spl. PP-In-Charge.

The Ld. Advocate on behalf of the accused person/petitioner submits that the instant case is under Sections-109/115(2)/3(5)/85/89 of BNS & adding Sections 06 of the POCSO Act & Section 9/10/11 of Prohibition of Child Marriage Act. Ld. Advocate for the accused / petitioner submits that the accused is the husband of the victim lady and their marriage was solemnized as per the Personal Law governing them. During conjugal life, a family feud popped up and the victim filed this case. Ld. Defence Counsel also submits that CS has already been submitted in this case. Contending the aforesaid facts, Ld. Defence Counsel prays for anticipatory bail of the petitioner on the ground of his innocence.

Heard Ld. Spl. PP-in-Charge and he raises vehement objection against the prayer for anticipatory bail.

Perused the CR, C.D. including the FIR, the statements of witnesses recorded u/s 180 BNSS, statement of the victim u/s 183 BNSS, medical documents relating to the treatment of the VG and CS.

This is a case u/s 109/115(2)/3(5)/85/89 of BNS & adding Sections 06 of the POCSO Act & Section 9/10/11 of Prohibition of Child Marriage Act.

The allegation is that around 1 & 1/2 year ago, the victim lady got married to the accused / petitioner and after marriage, all the accused persons, being her husband and in-laws started subjecting her with physical and mental torture. They tortured the VG day after day in demand of further dowry. In the meantime, on 23.09.2025, the VG noticed the accused / petitioner in objectionable posture with the wife of his uncle and regarding that matter huge quarrel broke out and thereafter, all the accused persons severely assaulted the VG and at that time she was in the advanced stage of 03 months and the accused persons also tried to kill her by pressing pillow on her mouth. Due to assault, the embryo in the womb of VG got spoilt.

Considering the seriousness of the allegation and materials in CD, including the medical documents relating to the treatment of the victim girl, I am not inclined to allow the prayer for anticipatory bail of the accused / petitioner.

Hence, the prayer for anticipatory bail of the accused / petitioner stands **rejected**.

C.D. & T.C.R. be returned.

The Misc. Case stands disposed of.

*Inform the concerned OC.*

*Let a copy of this order be sent to Ld. ACJM, Tehatta, Nadia for his information.*

*Let, a copy of this order be sent to Ld. Spl Judge POCSO Act, Tehatta for his information and necessary action.*

*Let, a copy of this order be sent to IO of this case for his information and necessary action.*

*Dictated & Corrected by*

*Sd/- Sudipta Sarkar  
Addl. Sessions Judge,  
cum Judge Spl. Court Pocso Act.  
Tehatta, Nadia.  
(in charge)*

*Sd/- Sudipta Sarkar  
Addl. Sessions Judge,  
cum Judge Spl. Court Pocso Act.  
Tehatta, Nadia.  
(in charge)*

*No :*

*Dated :*

*Copy to :*

- 1. Ld. ACJM, Tehatta, Nadia for his information and necessary action.*
- 2. Ld. Spl Judge Pocso Act , Tehatta for his information & necessary action.*
- 3. IO of this case for his information & necessary action.*

*Addl. Sessions Judge,  
cum Judge Spl. Court  
Pocso Act Tehatta, Nadia  
(in charge)*