

In the Court of Judge, Special Court & 2nd Addl. Sessions Judge, Alipore
Criminal Misc Case No.2652 of 2026
Arising out of Special Case No – 260/2026

Present : Abhranil Neogi (JO Code - WB00851)
Judge, Special Court & 2nd A.S.J.,
Alipore, South 24-Parganas. (In-charge)

Order No.03
Dt.30.06.2026

This is an application for anticipatory bail filed by petitioners namely 1. **Gopal Halder**, 2. **Shoro Halder** and 3. **Samir Halder** u/s 482 BNSS apprehending arrest in connection with Pragati Maidan PS Case No.144/2026 dated 14.06.2026 under sections 64(2)(M) BNS r.w.sec. 6 of POCSO Act and Sec. 9 of Prohibition of Child Marriage Act.

The anticipatory bail application of the above named petitioners is taken up for hearing in presence of both sides.

Ld. Advocate for the accused / petitioners submits that no such application u/Sec.482 BNSS is neither pending nor rejected before any superior Court.

Heard both sides in respect of the application for anticipatory bail of the accused / petitioners.

Ld. Advocate for the accused / petitioners has submitted that his clients are innocent and they are in no way connected with the alleged offence.

Ld. Advocate also submits that the victim and the accused / petitioner no. 3 got married on 05.07.2025 and from the said wedlock the victim girl gave birth of a child. Accused / petitioner no. 1 and 2 are the father and mother of accused / petitioner no. 3. Thus they prayed for bail on any condition.

Victim girl is present and raised no objection against the prayer for bail.

Ld. PP-in-Charge is present along with the CD.

I have perused the CD as well as statement of the victim as recorded by the Magistrate u/Sec.183 of BNSS.

It appears from the case record that the instant case was initiated on the basis of information given by NRS Hospital after birth of the child of the victim. On careful perusal of the statement of the victim girl I find that the victim and the accused / petitioner no. 3 got married on 05.07.2025 i.e. long before institution of the present case and a child was born from the said wedlock. Thus having considered the submissions of the victim girl, Ld. Advocate for the accused and the Ld. Special PP-in-Charge, I think that there is no need for custodial interrogation of the present accused / petitioners.

Considering all facts and circumstances, I am inclined to allow anticipatory bail of the accused / petitioners.

In event of arrest in connection with the above referred case,

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accused/petitioners namely 1. **Gopal Halder**, 2. **Shoro Halder** and 3. **Samir Halder** may find bail of Rs. 3,000/- (rupees three thousand only) each with two sureties of Rs. 1,500/- (rupees one thousand and five hundred) each to the satisfaction of arresting officer with condition that they shall cooperate with I.O during investigation and shall also comply all the requirements as enumerated under section 438 (2) Cr.P.C. / 482 (2) BNSS.

The Criminal Misc Case is thus disposed of.

Let a copy of this order be kept with Special Case No.260/2026.

D/c by me.

Sd/-

Judge, Special Court &
2nd A.S.J., Alipore.

Sd/-

Judge, Special Court &
2nd A.S.J., Alipore.