

D/L275
21.08.2026
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C.R.M. (M) 794 of 2026

In Re: An application for Bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Kakdwip Police Station Case No.251 of 2025 dated 01.11.2025 under Sections 06 of POCSO Act subsequently charge-sheet submitted under Sections 64(2)(f)/65(1)/351(3) of the Bharatiya Nyaya Sanhita, 2023 and Section 6(1) of POCSO Act, 2012;

Petitioner
Versus
The State of West Bengal & Anr.

Mr. Mujibar Ali Naskar
Mr. Sandip Kumar Mondal
Ms. Ritika Yadav.
...for the petitioner.

Mr. Gurudas Mitra
Mr. Utsav Dutta.
...for the State.

Mr. Aniket Mitra.
...for the de facto complainant.

Report submitted by the State be kept with the record.

It has been submitted by the petitioner that the petitioner is in custody for 10 months and has been foisted with the present criminal case because of dispute relating to ancestral property.

Learned advocate for the de facto complainant enters appearance and opposes the prayer and submits there is specific accusation of a minor victim girl of 13 years.

State has produced the case diary.

I have taken into account the statement of the victim under Section 164 of Cr.P.C. as well as her medical report. Having considered the same, I am of the opinion that at this stage the prayer for bail of the petitioner should be rejected. However, the learned trial court is directed that after the evidence of the victim is completed, the learned trial court would release the petitioner on bail on such terms and conditions including the factum of staying outside the jurisdiction of Kakdwip Police Station.

With the aforesaid observations, CRM(M)794 of 2026 is dismissed.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Tirthankar Ghosh, J.)