

09.09.2025
Item no. 9
Court No.42
ab

**IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M.(M) 1577 of 2025

In Re: An application for bail under Section 439 of the Code of Criminal Procedure corresponding to Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Domjur P. S. Case No. 577 of 2021 dated 27.07.2021 under Sections 342/376/307/506/34 of the Indian Penal read with Sections 4/6 of the POCSO Act, now pending before the learned Special Judge (POCSO) Court at Howrah.

In Re : **XXXX**

.... Petitioner

Mr. Apan Saha

...for the Petitioner

Ms. Sayanti Santra,
Ms. Chandreyi Dutta

...for the State

1. Learned advocate for the petitioner submits that service has not been effected upon the *de facto* complainant/victim.
2. State is directed to effect service and file a service report on the returnable date. In the notice to be served by the State, it should be mentioned that the *de facto* complainant/victim has a right to be represented through a lawyer to be engaged by the Calcutta High Court Legal Services Committee for which no cost need be borne by the *de facto* complainant/victim. The notice should be in a language which the *de facto* complainant /victim can comprehend.

3. State is also directed to produce the deposition of the witnesses examined before the learned trial Court on the returnable date.
4. List this matter on **18th September, 2025**.

(Bivas Pattanayak, J.)