

11.09.2025
Item no.12
Court No.42
ss

**HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION**

C.R.M.(M) 1633 of 2025

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure, 1973 corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Habibpur Police Station F.I.R. No.19 of 2024 dated 03.02.2024 under Section 376(3)/506 of the Indian Penal Code read with Section 6 of POCSO Act currently pending before the Court of learned Judge, Special Court ADJ 2nd Court, Malda.

And

In Re : Aneswar Mandal

.... Petitioner

Mr. Sayantan Hazra

..... for the petitioner

Md. Anwar Hossain

Ms. Sanjida Suntana

... for the State

1. Learned Advocate for the petitioner submits that service could not be effect upon the *de facto* complainant/victim.
2. State is directed to serve a notice upon the *de facto* complainant/victim and file a service report on the next 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 file status report of the trial on the returnable date. In the status report to be filed, the State shall indicate the stage of the trial, the number of charge sheet named witnesses, the number of witnesses

examined so far, how many more witnesses the prosecution proposes to examine, whether or not the petitioner has criminal antecedents and any other relevant factors.

4. List this matter on **17th September, 2025.**

(Bivas Pattanayak, J.)