

04.4.2024  
Ct.No. 3  
**Item no.13**  
nb

IN THE HIGH COURT AT CALCUTTA  
*Circuit Bench at Jalpaiguri*

**CRA(SB) 4 of 2024**

**Bhaskar Thapa @ Bhasker Thapa Mangar**  
**Vs.**  
**The State of West Bengal**

Mr. Anirban Banerjee,  
.....for the applicant.

This is an appeal under Section 374(2) of the Code of Criminal Procedure against the judgment and order of conviction dated February 17, 2024 passed by the learned Additional District & Sessions Judge, Kalimpong in connection with Special POCSO Case No. 24 of 2021 arising out of Kalimkpong Women Police Station Case no.13 of 2021 dated 9.10.2021 under Section 8 of the Protection of Children from Sexual Offences Act, 2012 and thereby convicting the present appellant for offence punishable under Section 8 of the Protection of Children from Sexual Offences Act for simple imprisonment for a period of three years and to pay fine of Rs.2000/- in default, further simple imprisonment for two months.

Having heard learned advocate for the appellant the appeal be admitted.

Call for LCR from the office of the learned Special Judge.

The department is directed to serve notice of appeal.

It appears that the present convict/appellant is on interim bail by the learned Special Judge. The prayer is made on behalf of the appellant that that he may be allowed continue on the same bail.

Considering the submission, the interim bail granted by the learned Special Judge hereby confirmed and be continued till the disposal of the instant appeal. The convict/appellant should be remain on the same bail as granted by the learned Sessions Judge.

The department is direct to prepare the requisite number of paper books according to the rules.

Let the matter go out of list.

Parties are liberty to mention.

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

**(Subhendu Samanta, J.)**