14.10.2026
DL-6
Court No.37
[Bench ID-**265691**]
(AD)

(Rejected)

In the High Court at Calcutta

Criminal Miscellaneous Jurisdiction
Appellate Side

C.R.M. (A) 3520 of 2026

In Re: - An application for anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with **POCSO Case No.78 of 2026** arising out of **Kharagpur Town** Police Station Case No.**231 of 2026** dated **07.05.2026** under Sections **137(2) /64(2(h) /109 /351(3) /79(3)/(5)** of the Bharatiya Nyaya Sanhita, 2023, Sections **6/17** of the Protection of Children from Sexual Offences Act, 2012 and Sections **9/10** of the Prohibition of Child Marriage Act, 2006 pending before the Learned Special Judge under POCSO Act, Addl. Dist. & Sessions Judge, 2nd Court, Paschim Medinipur.

And

In the matter of: **Vinaik Barik**

....petitioner

Mr. Sardar Jagjeet Singh, Advocate
Mr. Masadur Rahaman Payek, Advocate
Mr. Tamal Singh Roy, Advocate

...for the petitioner

Dr. Pradip Banerjee, Advocate
Mr. Pallas Podder, Advocate
Ms. Anita Pandey, Advocate

... for the State

1. Petitioner seeks anticipatory bail.

2. Affidavit of service filed in Court be taken on record.

3. Despite service, none appears for the de facto complainant.

4. Memo of evidence filed in Court be taken on record.

5. Victim recorded her statement under Section 183 of the BNSS where she claims that, she was violated.

6. Victim is a minor.

7. Victim underwent medical examination which corroborates the claim of the victim that, there was a physical relationship.

8. Considering the gravity of the offence and the involvement

of the petitioner therein, I am not minded to grant anticipatory bail to the petitioner.

9. Accordingly, the prayer for anticipatory bail of the petitioner is **rejected**.

10. **C.R.M. (A) 3520 of 2026** is **dismissed**.

(Debangsu Basak, J.)

ABHIJIT DAS

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Date: 2026.10.14 16:05:33 +05'30'