

08.02.2021
Item no.23
Court No.28
Avijit Mitra

C.R.M. 408 of 2021 (through video conference)

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure filed in connection with Bantra Police Station Case No.173 of 2020 dated 03.10.2020 under Sections 376/511 of the Indian Penal Code and read with Sections 8/12 of the Protection of Children from Sexual Offences Act subsequently added Section 376 of the Indian Penal Code read with Sections 8/12 of the Protection of Children from Sexual Offences Act;

And

In Re : Md. Raja

.... petitioner

Mr. Mrityunjoy Chatterjee,

Mr. Susnigdho Bhattacharyya

....for the petitioner

Mr. Saswata Gopal Mukherjee,

Mr. Partha Pratim Das,

Ms. Manasi Roy

..... for the State

The learned advocate appearing for the petitioner submits that the petitioner has been falsely implicated. Upon completion of investigation chargesheet has also been filed and as such further detention of the petitioner, who is in custody for 130 days, is not necessary.

Learned advocate appearing for the State opposes the prayer for bail and draws our attention to several documents in the case diary.

Having heard the learned advocates and considering the materials in the case diary, the gravity of the offence and the extent of complicity of the petitioner in the alleged offence, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, the application being C.R.M. No.408 of 2021 is dismissed.

(Tirthankar Ghosh, J.)

(Tapabrata Chakraborty, J.)

