

04.08.2021

Court No.28
Item No.8
(REJECTED)

Saswata

CRM 1736 of 2021
(Via Video Conference)

In Re:- An application for bail under section 439 of the Code of Criminal Procedure filed on 01.02.2021 in connection with Murshidabad Police Station Case No. 211 of 2020 dated 19.06.2020 under Sections 14A(b) of the Foreigners Act (G.R.Case No. 1680 of 2020);
And

In the matter of : **Yeasin Sk. @ Yasin Sk.**

...Petitioner.

Mr. Biswajit Sarkar
Mr. Md. Bani Israil
Ms. Kanchan Gupta

...For the Petitioner

Mr. Saibal Bapuli, APP
Mr. Arani Bhattacharyya

... For the State

The petitioner has filed the instant application for bail under Section 439 of the Code of Criminal Procedure in connection with Murshidabad Police Station Case No. 211 of 2020 dated 19.06.2020 under Sections 14A(b) of the Foreigners Act (G.R.Case No. 1680 of 2020).

The petitioner has been languishing in jail for nearly 412 days in connection with an offence under Section 14A(b) of the Foreigners Act. The matter was adjourned on the last occasion to peruse the police report pertaining to the citizenship of the petitioner of this country.

The report dated 3rd August 2021 filed today be taken on record. The report would reveal that the petitioner claims to be the son of Seikh Tufajuddin and Manufa who were interrogated and blatantly denied to have any son by the name of the petitioner. Once the claim, that the petitioner is the son of those persons failed, we do not think that the petitioner had made out a case for grant of bail.

The application for bail is, thus, considered and ***rejected***.

(Harish Tandon, J)

(Bibek Chaudhuri, J.)

