

09.08.2021

Item no. 54

Ct.32

CHC

Rejected

**C.R.M. No.3783 of 2021
(Via Video Conference)**

In Re:- An application for bail under section 439 of the Code of Criminal Procedure filed on 24.05.2021 in connection with Suri Police Station Case No. 282/2018 dated 24.06.2018 under Sections 364/368/302/201/120B of the Indian Penal Code.

And

In the matter of:-

Rabin Ghosh @ Robin Ghosh & anr.

... Petitioners

Mr. Sanjib Kumar Dan,
Mr. Saryati Datta

.. for the petitioners

Mr. N. Ahmed, Ld. A.P.P.
Md. Anwar Hossain,
Ms. Amita Gaur

..for the State

The allegations against the petitioners are under Sections 364/368/302/201/120B of the Indian Penal Code.

It is submitted on behalf of the State that the petitioners have been falsely implicated and are in custody for more than three years. None of the witnesses has implicated them in their statements recorded under Section 161 of the Code of Criminal Procedure.

State opposes the prayer for bail and draws attention of the Court to the statement of witnesses and seizure list. The mobile

phone of the deceased was seized from the possession of the petitioner no.1.

We have considered the material in the case diary. The allegations against the petitioners are extremely serious. Trial has commenced.

In view of the nature and gravity of the allegations as well as facts and circumstances of the case and that the trial has commenced, we are not inclined to grant bail to the petitioners at this stage.

The prayer for bail, is, thus rejected.

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

(Suvra Ghosh, J.)

(Arijit Banerjee, J.)

