

08.12.2021
tkm/ct 28
sl no. 65

C.R.M. 5982 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Hariharpara Police Station Case No.33 of 2020 dated 1.2.2020 under sections 325/341/307/302/506/34 of the IPC adding section 302 IPC

And

In Re : Bojlur Rahaman Mondal @ Bajlur Rahaman Mondal

..... petitioner

Mr. Imtiaz Ahmed
Mrs. G Firdaus
Mr. Hasibul Islam
Mrs. S Saha
Mr. Sk. Saidullah
Mr. A Mukhopadhyay
Mr. D Roy

..... for the petitioner

Mr. Swapan Banerjee
Mr. Suman De

..... for the State

Petitioner renews his prayer for bail and submits that he is in custody for 1 year and 9 months. Co-accused persons have been enlarged on bail.

Learned lawyer for the State opposes the prayer for bail and submits that the petitioner is the principal assailant.

We have considered the materials on record. Petitioner is the principal assailant and does not stand on the same footing with the co-accused persons who have been enlarged on bail.

In view of the gravity of the offence and principal role played by the petitioner, we are of the opinion that this is not a fit case to grant bail to the petitioner.

Accordingly, the prayer for bail is rejected.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)