

08.11.2021

105

sdas

rejected

C.R.M. 7007 of 2021
(via video conference)

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Nalhati Police Station Case No. 253 of 2021 dated 03.08.2021 under Section 342/376(AB)/511/506 of the Indian Penal Code read with Sections 8/12 of the POCSO Act.

And

In Re : Abdul Mannan @ Mannan Sk petitioner

Mr. Bitasok Banerjee
Mr. A. Salam

... for the petitioner

Ms. Faria Hossain
Ms. Sonali Das

... for the State

Petitioner is in custody for three months.

It is submitted by the learned Counsel appearing for the petitioner that the petitioner has been falsely implicated in the instant case due to village rivalry.

Learned Counsel appearing for the State opposes the prayer for bail and submits that the victim is a ten year old girl.

Statement of the victim recorded under Section 164 of the Code of Criminal Procedure prima facie disclose involvement of the petitioner subjecting her to penetrative sexual assault.

In view of gravity of the offence and the vulnerable status of the victim, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Aniruddha Roy, J.)

(Joymalya Bagchi, J.)