

09.11.2021
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rejected

C.R.M. 7044 of 2021
(via video conferencing)

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Harishchandrapur Police Station Case No. 452 of 2021 dated 19.06.2021 under Sections 498A/302/34 of the Indian Penal Code.

And

In Re : Jagjiban Ram Rabidas petitioner

Ms. Minoti Gomes

... for the petitioner

Mr. Bidyut Kumar Roy

Ms. Rita Datta

... for the State

Petitioner is in custody for over 136 days. It is submitted by the learned Counsel appearing for the petitioner that the petitioner has been falsely implicated in the instant case.

Learned Counsel appearing for the State opposes the prayer for bail.

We have considered the materials on record particularly the statement of a neighbour recorded under Section 164 of the Code of Criminal Procedure implicating the petitioner in the instant case. Dead body of the deceased housewife was recovered from her matrimonial home and no explanation regarding her homicidal death is forthcoming from the petitioner.

In view of the aforesaid facts and circumstances of the case and the gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Aniruddha Roy, J.)

(Joymalya Bagchi, J.)

C.R.M. 192 of 2018

In Re.: An application under Section 439 of the Code of Criminal Procedure filed on 05.01.2018 in connection with Karimpur Police Station Case No. 136 of 2012 dated 03.07.2012 under Sections 420/467/468/471/120B of the Indian Penal Code.

And

In Re : Rabish Kumar Upadhyay petitioner

Mr. Asraf Ali

... for the petitioner

Mr. Debojyoti Deb

... for the State

Having considered the materials on record prima facie disclosing involvement of the petitioner in the alleged crime of misappropriation of monies of the innocent depositors and the fact that the petitioner has absconded for a protracted period of time, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Rajarshi Bharadwaj, J.)

(Joymalya Bagchi, J.)

