

07.12.2021
tkm/ct 28
sl no. 93

C.R.M. 8025 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Hasnabad P.S. Case No.253/21 dated 26.04.2021 under section 376 (AB) IPC and 6 of the POCSO Act.

And

In Re : Ranjit Ghosh

..... petitioner

Mr. Sekhar Basu, Sr. Adv.

Mr. Jahar Lal Roy

Mr. Kavita Rani

..... for the petitioner

Mr. Bidyut Kumar Ray

Ms. Rita Dutta

..... for the State

It is submitted on behalf of the petitioner that the allegation of rape is inherently improbable. It is further submitted that he is in custody for more than seven-and-half months.

Learned lawyer for the State opposes the prayer for bail.

We have considered the statement of the victim girl recorded under Section 164 Cr.PC. Her statement finds substantial corroboration from her mother and other relations. Minor contradictions in the statements, not inconclusive medical opinion would override, the gravity of the allegations and justify the grant of bail.

In view of the aforesaid facts, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, the prayer for bail is rejected.

The trial court is directed to expedite the trial and conclude the same as expeditiously as possible without unnecessary adjournment to either of the parties.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)