

08.12.2021
saswata
ct 28
sl no. 128

C.R.M. 8083 of 2021

In Re : An application for bail under section 439 of the Code of Criminal Procedure filed in connection with Bishnupur P.S. case no. 258/19 dated 11.04.2019 under section 302 of the Indian Penal Code read with Section 6 of the POCSO Act.

And

In Re : Akash Das

..... petitioner

Mr. Arnab Saha

..... for the petitioner

Mr. Abhra Mukherjee

Mr. Dipankar Mahato

..... for the State

The petitioner is in custody for more than 1000 days.

He submits he has been falsely implicated in the instant case.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record including the statement of the minor girl implicating the petitioner in the alleged forcible sexual intercourse.

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

The prayer for bail is, thus, rejected.

However, we direct the Trial Court to proceed with the trial, particularly recording of evidence of the victim girl as early as possible without granting unnecessary adjournment to either of the parties.

(Joymalya Bagchi, J.)

(Bivas Pattanayak, J.)