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(AD/
KC)

10.12.2021

Court No.28

(Rejected)

C.R.M. 8118 of 2021
(Via Video Conference)

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Burrabazar** P.S. Case No.**211 of 2021** dated **31/10/2020** under Sections **394/397/307/34** of the Indian Penal Code, 1860.

And

In the matter of: Akshay Sharma @ Suresh

....petitioner.

Mr. Ayan Bhattacharya

Mr. Pawan Kumar Gupta

...for the petitioner.

Mr. M. Sur

Mr. M. Mahata

... for the State.

It is submitted on behalf of the petitioner that he is in custody for 405 days. Injured victim had identified the petitioner in course of T.I. Parade.

Learned lawyer for the State opposes the prayer for bail. He submits other eye witnesses identified the petitioner in the course of T.I. Parade. Trial has already been commenced.

We have considered the materials on record. Statements of witnesses show that the petitioner and others had committed robbery in an office in broad daylight. One of them fired resulting in injury on the victim. Petitioner has been identified as one of the miscreants by eye witnesses. Moreover, trial is in progress.

In view of the aforesaid materials on record and gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, the prayer for bail of the petitioner is rejected.

C.R.M. 8118 of 2021 is, thus, dismissed.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)