

20.12.2021
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sdas
rejected

C.R.M. 8460 of 2021
(via video conference)

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Harwood Point Costal Police Station Case No. 372 of 2021 dated 02.11.2021 under Section 302 of the Indian Penal Code.

And

In Re : Saurav Das @ Rajdeep Das petitioner

Mr. Ayan Basu

Mr. Sandip Kumar Mondal

Mr. Gaurango Kumar Das

Mr. Sumit Routh

... for the petitioner

Mr. Neguive Ahmed, learned APP

Ms. Trina Mitra

... for the State

It is submitted by the learned Counsel appearing for the petitioner that there is no direct evidence connecting the petitioner with the alleged crime. He is in custody for 49 days.

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

We have considered the materials on record. Deceased was found in the same room with the petitioner on that date. Cause of death is indicated as head injuries which is ante mortem in nature in the post mortem report. No explanation is forthcoming from the petitioner with regard to the grievous injury on the victim resulting in his death.

In view of the aforesaid materials on record, we are of the opinion that this is not a fit case to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)