

20.12.2021
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sdas
rejected

C.R.M. 8462 of 2021
(via video conference)

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Bagnan Police Station Case No. 295 of 2021 dated 15.06.2021 under Sections 379/427/411/120B of the Indian Penal Code and Sections 6/16 of the P & M.P. Act and Sections 3/4 of E. S. Act and Sections 3/4 of the P.D.P.P. Act.

And

In Re : Ajoy Singh petitioner

Ms. Mitul Chakraborty
... for the petitioner

Mr. Partha Pratim Das
Mrs. Manasi Roy
... for the State

Mr. A. Dutta
Mrs. S. Ghosh
Mr. S. Bhattacharyay
.....for defacto complainant

Learned Counsel appearing for the petitioner submits that the petitioner is in custody for more than 120 days. It is further submitted that there is no direct evidence connecting the petitioner with the alleged crime.

Learned Counsel appearing for the State opposes the prayer for bail. He submits that on the statement of the petitioner a large volume of petroleum products has been recovered.

Learned Counsel appearing for the defacto complainant also opposes the prayer for bail.

We have considered the materials on record. Allegations disclose a pre-planned extraction of petroleum

products by the accused persons. On the leading statement of the petitioner a large volume of petroleum products has also been recovered. Prima facie involvement of the petitioner is evident in the facts of the case.

In view of prima facie involvement of the petitioner in the alleged crime, we are of the opinion that this is not a fit case to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)