

04-01-2021
b.r.
Item no.04
rejected
Crt.05

C.R.M. No. 10709 of 2020

Chaina Ghosh
-vs-
The State of West Bengal

In Re: An application for bail under Section 439 CrPC in connection with Sonamukhi P.S. Case No. 65 of 2020 dated 20.06.2020 under Sections 302/34 of the Indian Penal Code, 1860, Subsequently charge sheeted under Section 304/34 of the Indian Penal Code, 1860, corresponding to G.R. Case No. 310 of 2020 within the Jurisdiction of learned Additional Chief Judicial Magistrate, Bishnupur, Bankura.

Mr. Niladri Sekhar Ghosh

...for the petitioner.

Mr. S.G. Mukherjee, Ld. Public Prosecutor
Mr. Binoy Panda
Ms. Puspita Saha

... for the State.

This is an application for bail.

Mr. Ghosh, learned Counsel, appears for the petitioner and seeks the relief of bail on behalf of the petitioner.

Ms. Saha, learned Counsel appearing for the prosecution, draws the attention of this Court to the order dated 18th November, 2020 passed by a concurrent Hon'ble Division Bench rejecting the prayer for bail filed by self-same petitioner. It is pointed out that the rejection (supra) has not been pleaded by the petitioner in this application.

At this stage, learned Counsel for the petitioner seeks an opportunity to file a Supplementary Affidavit..

Having considered the rival submissions as well as the materials placed, this Court does not find the relief presently claimed by the petitioner to be worthy of consideration unless complete disclosure of

all facts germane to the *lis* is brought to its notice.

The prayer for bail stands thus rejected at this stage.

The petitioner is granted the liberty to file a fresh bail application.

C.R.M. 10709 of 2020 stands accordingly **disposed of**.

All concerned parties shall act in terms of the copy of the order downloaded from the official website of this Court.

Urgent xerox certified copy of this order, if applied for, be supplied to the parties on usual undertaking.

[**Subhasis Dasgupta, J.**]

[**Subrata Talukdar, J.**]