

04.04.2022

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Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M. (DB) 158 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Gangarampur** Police Station Case No. **339** of **2019** dated 07.09.2019 under Sections 302/315/201 of the Indian Penal Code, 1860 and Section 14A(b) of the Foreigner's Act, 1946.

And

In Re : Majidur Rahaman @ Pintu Sarkar.

..... petitioner

Mr. Sekhar Kumar Basu

Mr. Mazahar Hossain Chowdhury

Mr. Mobashara Alam

....for the petitioner

Mr. Neguive Ahmed

Ms. Ayantika Roy

....for the State

This is the third application for bail.

Learned senior advocate appearing for the petitioner submits that, the petitioner is sought to be proceeded against on the basis of a confessional statement made by the petitioner and that only a part of the so-called murder weapon was recovered from the petitioner. There is no eye witness of the incident.

Learned Additional Public Prosecutor draws the attention of the Court to the seizure list. He submits that, murder weapons were recovered on the basis of the leading statement made by the petitioner.

Considering the gravity of the offence and the involvement of the petitioner therein as transpiring from the materials in the

case diary and considering the fact that the murder weapon was recovered on the leading statement made by the petitioner and considering the fact that there is hardly any material change in circumstances subsequent to the earlier order of rejection, we are unable to grant bail to the petitioner.

In such circumstances, prayer for bail of the petitioner is rejected and the application being CRM (DB) 158 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)