

66 23.03.2022
(AD)
Court No.29
(Rejected)

C.R.M. (DB) 357 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Women** P.S. Srirampur Case No.**46 of 2018** dated **17/08/2018** under Sections **498A/406/341/376D/325/354B/120B/34** of the Indian Penal Code.

And

In the matter of: Gajendra Pratap Singh @ Roshan Singh & Anr.

....petitioners.

Mr. Prabhat Kumar Singh

...for the petitioners.

Ms. Faria Hossain
Mr. Anand Keshari

... for the State.

Petitioners seek bail.

Learned Advocate appearing for the petitioners submits that the de facto complainant left the matrimonial house voluntarily. The complaint was lodged two years after the alleged incident. The petitioners were falsely implicated.

Learned Advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 164 of the Code of Criminal Procedure.

In her statement, the victim narrates that the petitioner no.1 who is the husband and the petitioner no.2 who is the father-in-law left for Mumbai. The de facto complainant was thereafter ravished by the brother-in-law and his son. The de

facto complainant thereupon left for Mumbai and narrated the incident to her husband and her father-in-law whereupon, the father-in-law ravished her. The petitioners thereafter engaged the de facto complainant in a flesh trade.

Considering the gravity of the offence and the involvement of the petitioners therein as transpiring from the materials in the case diary including the statement of the victim recorded under Section 164 of the Code of Criminal Procedure, we are unable to grant bail to the petitioners.

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

C.R.M. (DB) 357 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)