

11.02.2022

Sl. 24
Court No.29
suvayan
(rejected)

C.R.M. (DB) 404 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed on 08.02.2022 in connection with Special T.R. Case No.115 of 2021 arising out of **Sankrail** P.S. Case No. **1204 of 2021** dated **04/10/2021** under Section **376AB** of the Indian Penal Code read with Section **6** of the Protection of Children from Sexual Offences Act.

And

In the matter of: Jisan Sk. @ Kisan @ Sk. Nadim Hossain
....petitioner.

Mr. Mrityunjoy Chatterjee
Mr. Susnigdho Bhattacharya
Mr. Sreejeet Basu Roy
...for the petitioner.

Ms. Z. N. Khan
Md. Kutub Uddin
...for the State.

Petitioner seeks bail.

Learned Advocate appearing for the petitioner submits that the petitioner is in custody for 70 days. The police filed charge-sheet and, therefore, continued detention of the petitioner is not required.

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

Considering the gravity of the offence and the involvement of the petitioner therein and considering the age of the victim and her statements recorded under Section 164 of the Criminal Procedure Code implicating the petitioner, we are unable to grant bail to the petitioner.

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

C.R.M. (DB) 404 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)