

23.03.2022
Serial no. 84
[G.S.D]

CRM (DB) 412 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Dholahat P.S. No. 115 dated 8.4.19** corresponding to Special Case No. 14/2019, Special ST No. 33(8) 19, for commission of offence punishable under Section 6 of POCSO Act.

-And-

In the matter of : Gostho Bihari Kayal

... .. Petitioner

Mr. Biplab Mitra

Ms. Trina Mitra For the Petitioner

Mr. P. K. Datta,

Mr. Sanatanu Deb Roy, Advocates

... ..For the State

Petitioner prays for bail.

Learned Advocate for the petitioner submits that the petitioner was falsely implicated.

Learned Advocate for the State draws the attention of the Court to the statement of victim recorded under Section 164 of the Cr.P.C. and to the injury report. He submits that the victim is 17-year-old and was ravished by a person who is 45-year-old.

Considering the gravity of the offence and the involvement of the petitioner as transpiring from the materials in the case diary and the statement of the victim recorded under Section 164 of the Cr.P.C. implicating the petitioner in the incident, we are not inclined to enlarge the petitioner on bail.

The prayer for bail of the petitioner is **rejected**.

CRM (DB) 412 of 2022 is **disposed of**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)