

24.03.2022
Serial no.70
Aloke
Ct. No. 29

CRM (DB) 489 of 2022

In re : An Application for bail under Section 439 of the Code of Criminal Procedure filed on 16.02.2022 in connection with Bhadreswar P.S. Case No. 227 of 2021 dated 19.06.2021 under Sections 376AB of the Indian Penal Code read with Section 6 of the POCSO Act.

-And-

In the matter of: **Krishna Nayek**

... ...Petitioner

Mr. Bitasok Banerjee, Advocate

Mr. Abdus Salam, Advocate

... ... For the Petitioner

Mr. Binay Panda, Advocate

Mr. Subham Bhakat, Advocate

... ... For the State

Petitioner seeks bail.

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

Learned Advocate appearing for the State draws the attention to the statement of the victim recorded under Section 164 of the Code of Criminal Procedure and to the medical report of the victim. He submits that the trial is ongoing.

Considering the statement of the victim recorded under Section 164 of the Code of Criminal Procedure implicating the petitioner and considering the gravity of the offence and the involvement of the petitioner therein and considering the fact that the trial is ongoing, we are unable to grant bail to the petitioner.

CRM (DB) 489 of 2022 is rejected

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)