

02.03.2022

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Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M. (DB) 578 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Habra** Police Station Case No. **900** of **2021** dated **02.12.2021** under Sections 363/365/420/376(1) of the Indian Penal Code, 1860 and Section 4 of the Protection of Children from Sexual Offences Act, 2012.

And

In Re : Mamud Ali Mondal.

..... petitioner

Mr. Sumanta Chakraborty

....for the petitioner

Mr. Madhusudan Sur

Mr. Manoranjan Mahata

....for the State

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that, the petitioner was falsely implicated. He submits that, the victim refused medical examination.

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 (Cr.P.C.). He submits that, the petitioner impersonated himself as another person and, thereafter, ravished the victim.

Considering the gravity of the offence and the involvement of the petitioner therein, 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) 578 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)