

21.03.2022
Serial no.57
[Dd]
(Bail **Rejected**)

CRM (DB) 760 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Deganga** Police Station Case No. **356** of **2021** dated **03.07.2021** under Sections **498A/406/304(B)/302/34** of the Indian Penal Code.

-And-

In the matter of : Judhithir Sardar**Petitioner**

Mr. Kamalesh Chandra Saha, Advocate
... .. *For the Petitioner*

Mr. Prasun Kr. Datta,
Mr. Nirupam Dhali, Advocates
... ..For the State

Mr. Sumanta Chakraborty, Advocate
.. ..For the de facto complainant

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that the petitioner was falsely implicated. He submits that the petitioner is in custody for 200 days. The police filed charge sheet and, therefore, further detention of the petitioner is not required.

Learned advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 161 of the Criminal Procedure Code.

Prior to the succumbing of her injuries, the victim recorded a statement under Section 161 of the Criminal Procedure Code where, she names the petitioner as one of the assailant.

The victim died out of burn injuries. Considering the gravity of the offence and the involvement of the petitioner therein as transpiring from the statement recorded under

Section 161 of the Criminal Procedure of the victim prior to her death, we are not inclined to grant bail to the petitioner.

Prayer for bail of the petitioner is **rejected**.

CRM (DB) 760 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)