

29.03.2022
Serial no. 55
Aloke
Ct. No. 29

CRM (DB) 840 of 2022

In re : An Application for Bail under Section 439 of the Code of Criminal Procedure in connection with Monteswar Police Station Case No. 155 of 2021 dated 29.04.2021 under Sections 498A/302/201/34 of the Indian Penal Code.

-And-

In the matter of : Samirul Mallick

...Petitioner

Mr. Atanu Biswas, Advocate

... ... For the Petitioner

Mr. Partha Pratim Das, Advocate

Ms. Manasi Roy, Advocates

... ...For the State

Petitioner seeks bail.

Learned Advocate appearing for the petitioner submits that the petitioner is in custody for 335 days. The police filed charge-sheet and, therefore, further detention of the petitioner is not required. The parents of the petitioner were arrested and subsequently granted bail.

Learned Advocate appearing for the State submits that the body of the victim was found in a sack in the cowshed of the petitioner. The death of the victim was within seven months of the marriage. She refers to the statement of the neighbours recorded under Section 161 of the Code of Criminal Procedure.

The postmortem report states that the death is consisting with compression of the neck by the ligature and antemortem in nature. The body of the victim was found in the cowshed of the petitioner and that too in a sack. It was in a decomposed state. There are statements of the neighbours implicating the petitioner.

Considering the gravity of the offence and the involvement of the petitioner therein, we are unable to grant bail to the petitioner.

CRM (DB) 840 of 2022 is rejected.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)