

07.04.2022
Serial no.93
[Dd]
(Bail **Rejected**)

CRM (DB) 851 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Bhadreswar** Police Station Case No. **481** of **2019** dated **31.12.2019** under Sections **376(2)(f)(i)/506** of the Indian Penal Code read with under Section **4** POCSO Act, 2012

-And-

In the matter of : Md. Soyeb @ Soheb
... ..**Petitioner**

Mr. Arunava Ganguly,
Mr. Piyas Chowdhury, Advocates
... .. *For the Petitioner*
Mr. Saibal Bapuli, Id. APP
Mr. Bibaswan Bhattacharya, Advocate
... ..*For the State*

Petitioner renews the prayer for bail.

Learned advocate appearing for the petitioner submits that the period of detention should be considered as a ground for grant of bail.

Learned advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 164 of the Criminal Procedure Code.

The trial is in progress. The statement of the victim squarely implicates the petitioner.

Considering the gravity of the offence and the involvement of the petitioner therein and considering the fact that there is hardly any material change in circumstances subsequent to the earlier order of rejection, we are not inclined to grant bail to the petitioner.

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

CRM (DB) 851 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)