

21.04.2022

Sl. 55

Court No.29
suvayan
(rejected)

C.R.M. (DB) 1037 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure filed on 18.04.2022 in connection with **Katwa** P.S. case No. **309 of 2021** dated **22/08/2021** under Sections **302/34** of the Indian Penal Code.

And

In the matter of: Mousumi Ghorui

....petitioner.

Mr. Atis Kumar Biswas

Mr. Amit Singh

Ms. Jyoti Agarwal

...for the petitioner.

Mr. P. K. Datta

Mr. S. Deb Ray

Md. Kutub Uddin

...for the State.

Petitioner prays for bail.

Learned Advocate appearing for the petitioner submits that the petitioner is in custody for 205 days. The police filed charge-sheet and, therefore, further detention of the petitioner is not required.

Learned Advocate appearing for the State submits that there are incriminating materials in the case diary. There are eyewitnesses statement recorded under Sections 161 and 164 of the Criminal Procedure Code implicating the petitioner.

Considering the gravity of the offence and the involvement of the petitioner therein as transpiring from the materials in the case diary including the statement of the eyewitnesses under Section 164 of the Criminal Procedure Code, we are unable to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

C.R.M. (DB) 1037 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)