

29.04.2022
Serial no.57
[Dd]
(Bail **Rejected**)

CRM (DB) 1086 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Raiganj Women** Police Station Case No. **168** of **2020** dated **20.11.2020** under Sections **376(3)** of the Indian Penal Code read with Section **6** of the Protection of Children from Sexual Offences (POCSO) Act, 2012.

-And-

In the matter of : Tapas @ Ranjan Baisya
... ..Petitioner

Mr. Dipankar Pal,
Ms. Kakali Naskar, Advocates
... .. For the Petitioner

Mr. Tanmay Kr. Ghosh, Id. SGA
Mr. Arindam Sen, Advocate
... ...For the State

Petitioner seeks bail.

Learned advocate appearing for the petitioner submits that the petitioner is in custody for 46 days. Another co-accused was enlarged on bail and, therefore, the prayer for bail of the petitioner should be considered.

Learned advocate appearing for the State submits that there were two victims in respect of the co-accused who was granted bail. Such victim did not undertake any medical test. So far as the petitioner is concerned, who is guilty of ravishing the other victim, such victim took the medical test. He refers to the statement of the victim recorded under Section 164 of the Criminal Procedure Code.

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 victim recorded under Section 164 of the Criminal Procedure

Code implicating the petitioner therein, we are not inclined to grant bail to the petitioner.

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

CRM (DB) 1086 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)