

58 04.05.2022
(AD) Court No.29
(Rejected)

C.R.M. (DB) 1178 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Gangarampur** P.S. Case No.**67 of 2022** dated **25.01.2022**, corresponding to G.R. Case No.115 of 2022, under Sections **341/302/120B/34** of the Indian Penal Code, 1860.

And

In the matter of: Biplab Chandra Roy alias Biplab Ch. Roy

....petitioner.

Mr. Malay Bhattacharyya
Mr. Subhrajyoti Ghosh

...for the petitioner.

Mr. Neguive Ahmed
Ms. Trina Mitra

... for the State.

Petitioner seeks bail.

Learned Advocate appearing for the petitioner submits that the petitioner is in custody for 85 days. The police submitted charge sheet and, therefore, further detention of the petitioner is not required. He submits that there is no evidence of complicity of the petitioner in the incident.

Learned Additional Public Prosecutor draws the attention of the Court to the statement of an eye-witness recorded under Section 164 of the Code of Criminal Procedure. He submits that apart from the petitioner, the others were implicated.

Considering the statement of the eye-witness recorded under Section 164 of the Code of Criminal Procedure and

considering the gravity of the offences and the involvement of the petitioner therein as transpiring from the materials in the case diary, we are unable to grant bail to the petitioner.

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

C.R.M. (DB) 1178 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)