

09.06.2022
tkm/ct 28
sl no. 39

C.R.M. (DB) 1469 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Kaliganj PS case no. 283/2021 dated 25.5.2021 under sections 341/325/302/34 IPC

And

In Re : Firoj Sk @ Paban & Anr. petitioners

Mr. Sourav Mukherjee

..... for the petitioners

Mr. Prasun Kr Datta

Mr. S Deb Roy

..... for the State

Petitioners submit that there was a free fight. A number of persons suffered injuries. They are in custody for more than 379 days.

Learned lawyer for the State opposes the prayer for bail.

We have considered materials on record including the statements of witnesses recorded under section 161/164 Cr.P.C which prima facie disclose specific overt acts of assault by the petitioners upon the victim who succumbed to his injuries.

In view of the aforesaid incriminating materials and bearing in mind the gravity of the offence, we are not inclined to grant bail to the petitioners at this stage.

Accordingly, the prayer for bail is rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)