

09.06.2022.
63.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 1500 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Domkol P.S. Case No.250 of 2017 dated 19.03.2017 under Sections 344/370/372/373 of the Indian Penal Code and Sections 3/4/5/6/7(1A) of the Immoral Traffic Prevention Act and Section 23 of the Juvenile Justice (Care and Protection of Children) Act.

In the matter of : Safar li Sk @ Shafar Ali Sk.

... Petitioner.

Md. Sabir Ahmed,
Mr. Maidul Islam Kayal,
Mr. Apan Saha.

...for the Petitioner.

Mr. Nguive Ahmed, ld. A.P.P.,
Ms. Aayanntika Ray.

...for the State.

Heard the learned Counsels appearing on behalf of the parties.

Petitioner renews his prayer for bail. He submits that the evidence of the victim is exonerative in nature.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record including the evidence of the victim prima facie implicating the petitioner in the alleged crime. The trial judge noted the victim was apprehensive of the petitioner at the time of deposition.

In view of the aforesaid materials on record and as possibility of winning over witnesses as appearing from apprehension of the victim cannot be ruled out, we are of the opinion that this is not a fit case to grant bail to the petitioner.

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

Trial court is directed to expedite the trial and conclude the same at an early date without granting unnecessary adjournment to either of the parties.

(Ananya Bandyopadhyay,J.)

(Joymalya Bagchi, J.)