

20.06.2022
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rejected

C.R.M. (DB) 1867 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Nakashipara Police Station Case No. 255 of 2020 dated 03.06.2020 under Sections 447/326/354/302/34 of the Indian Penal Code.

And

In Re : Prahallad Ghosh & Anr. petitioners

Mr. Kusal Kumar Mukherjee
... for the petitioners

Mr. Nequive Ahmed, learned APP
Ms. Ayantika Roy
... for the State

Learned Counsel appearing for the petitioners prayed for bail. He submits that the petitioners are in custody for 60 days. Co-accuseds are on bail.

Learned Counsel appearing for the State opposes the prayer for bail.

We have considered the materials on record including statements of the witnesses recorded under Section 164 of the Code of Criminal Procedure. Specific overt act by the petitioners victim is transpiring from the statements of witnesses.

In view of the primary role played by the petitioners and gravity of the offence, we are not inclined to grant bail to the petitioners.

The application for bail is, thus, rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

