

20.06.2022
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rejected

C.R.M. (DB) 1870 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Nalhati Police Station Case No. 475 of 2021 dated 22.12.2021 under Sections 363/365 of the Indian Penal Code adding Sections 4/8/12 of the POCSO Act.

And

In Re : Azfarul Sk. alias Asfarul petitioner

Mr. Angshuman Chakraborty
Mr. Shashanka Sekhar Saha
... for the petitioner

Mr. S. S. Imam
Mr. S. Kundu
... for the State

Learned Counsel appearing for the petitioner submits there was a love affair between the parties. The petitioner has been falsely implicated in the matter.

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

We have considered the materials on record including statement of the minor victim. Statements, prima facie, implicate the petitioner in committing rape on the minor.

In view of the incriminating materials on record and gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

