

23.06.2022

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rejected

C.R.M. (DB) 1964 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kalyani Police Station Case No. 170 of 2021 dated 22.08.2021 under Section 376(2)(i) of the Indian Penal Code read with Section 4 of the POCSO Act.

And

In Re : Jiten Gharami @ Kalinda petitioner

Mr. Shibaji Kumar Das

... for the petitioner

Mr. S. S. Imam

Mr. S. Kundu

... for the State

Petitioner is in custody for 305 days.

Learned Counsel appearing for the petitioner submits that he is a septuagenarian and has been falsely implicated in the instant case.

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

We have considered the materials on record. Statement of the minor victim prima facie implicates the petitioner in the alleged offence.

In view of gravity of the offence and involvement of the petitioner therein, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

