

24.06.2022
tkm/ct 28
sl no. 45

C.R.M. (DB) 2016 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Duttapukur PS case no. 296 of 2022 dated 2.4.2022 under sections 498A/302/34 IPC

And

In Re : Jahid Molla @ Jahid Hassan Molla petitioner

Md. Y Mondal

..... for the petitioner

Mr. S G Mukherjee, Id PP

Ms. Faria Hossain

Ms. M Jana

..... for the State

Petitioner is in custody for 77 days. It is submitted co-accused husband has been granted pre-arrest bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record including the statement of the children of the deceased husband. Specific allegation of torture is leveled against the petitioner and not against the co-accused husband.

Keeping in mind the prima facie involvement of the petitioner in the alleged crime and as co-accused who has been granted anticipatory bail is not on same footing with him, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, the prayer for bail is rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)