

11.07.2022
tkm/ct 28
sl no. 49

C.R.M. (DB) 2222 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Goaltore PS case no. 37/2022 dated 9.2.2022 under sections 341/325/354B/376AB/376D/376DB/506 IPC read with section 6 of the POCSO Act

And

In Re : Raju Hembram & Anr.

..... petitioners

Mr. S Sarkar

..... for the petitioners

Ms. Z N Khan

Md. Kutubuddin

..... for the State

Petitioners are in custody for 151 days. It is submitted that they have been falsely implicated in the instant case.

Learned lawyer for the State opposes the prayer for bail.

We have considered evidence on record. Statements of witnesses including the victim recorded under section 164 Cr.P.C prima facie disclose involvement of the petitioners in the offence of penetrative sexual assault on a minor.

In view of the aforesaid incriminating materials and gravity of the offence, we are not inclined to grant bail to the petitioners.

Accordingly, the prayer for bail is rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)