

13.07.2022
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rejected

C.R.M.(DB) No. 2265 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Dhantala Police Station Case No. 291 of 2021 dated 04.07.2021 under Sections 376/417/419 of the Indian Penal Code and Section 6 of POCSO Act.

And

In Re : Jafirul Mallick petitioner

Ms. Sanada Bhattacharyya
... for the petitioner

Mr. Debabrata Chatterjee, learned APP
Mr. Santanu Chatterjee
... for the State

Petitioner renews his prayer for bail.

Learned Counsel appearing for the petitioner submits that his client is in custody for over 374 days.

Learned Counsel appearing for the State opposes prayer for bail. He submits that the petitioner suppressed his marital status and cohabited with the minor. Prayer for bail was rejected earlier.

We have considered the materials on record. Statement of the minor victim and other materials on record show that the petitioner had suppressed his marital status and cohabited with the minor.

Keeping in mind the aforesaid incriminating facts and as his prayer for bail was rejected earlier, 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.)