

20.07.2022
cm/ct 28

C.R.M. (DB) 2350 of 2022

sl. no. 23

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **Bagnan P.S Case No. 635 of 2021** dated **26.12.2021** under Section **302/201** of the Indian Penal Code.

Rejected

And

In Re : Sudip Sarkar

..... petitioner

Mr. Habbibur Rahaman
Mr. Maidul Islam Kayal

..... for the petitioner

Mr. Saibal Bapuli, Ld. A.P.P.
Mr. Bibaswan Bhattacharya

..... for the State

Petitioner is in custody for 185 days. It is submitted there is no direct evidence connecting him with the murder.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record including statement of the victim's mother recorded under Section 164 Cr.P.C. She states that the victim had contacted her over phone and stated that the petitioner was assaulting him. Petitioner snatched the phone and threatened the mother of the victim. Call detail records corroborate the aforesaid statement.

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

Accordingly, the prayer for bail of the petitioner is rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

