

29.07.2022

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rejected

C.R.M. (DB) No. 2531 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Debra Police Station Case No. 448 of 2020 dated 20.10.2020 under Sections 461/379/395 of the Indian Penal Code.

And

In Re : Md. Imtiyaz Alam petitioner

Mr. Debajyoti Deb
Mr. Shyamal Mondal
Mr. Chandan Mondal
... for the petitioner

Mr. Madhu Sudan Sur, learned APP
Mr. Manoranjan Mahata
... for the State

Learned Counsel appearing for the petitioner submits that petitioner is in custody for 500 days. It is further submitted that he has been falsely implicated in the instant case.

Learned Counsel appearing for the State opposes prayer for bail. He submits petitioner is a member of a gang which broke into ATM counters and stole cash. He has been identified in the course of test identification parade.

We have considered the materials on record. Petitioner has criminal antecedents. He was shown arrested in the present case. Soon thereafter he was identified by two persons in test identification parade.

In view of the aforesaid incriminating materials, gravity of the offence and criminal antecedents of the petitioner, we are not inclined in granting bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)