

04.08.2022

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rejected

C.R.M.(DB) No. 2617 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Haripal Police Station Case No. 156 of 2021 dated 02.07.2021 under Sections 302/201/120B of the Indian Penal Code.

And

In Re : Azhar Ali Mallick @ Azahar Ali Mallick petitioner

Mr. Arunava Ganguly

... for the petitioner

Mr. Saswata Gopal Mukherji, learned PP

Mr. Partha Pratim Das

Mrs. Manasi Roy

... for the State

Mr. Piyas Chowdhury

.... for de facto complainant

Learned Counsel appearing for the petitioner submits he is in custody for 371 days. It is further submitted that the petitioner has been falsely implicated in the instant case. Co-accuseds are on bail.

Learned Counsel appearing for the State opposes the prayer for bail.

We have considered the materials on record. Statements of the witnesses show petitioner used to give indecent proposal to the housewife. Subsequently, she was murdered at the matrimonial home.

In view of the aforesaid incriminating materials on record, 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.)