

08.08.2022

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rejected

C.R.M.(DB) No. 2678 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Gazole Police Station Case No. 446 of 2020 dated 01.10.2020 under Sections 363/365/34 of the Indian Penal Code read with Section 6 of the POCSO Act.

And

In Re : Lakhan Mahato @ Laxman Mahato ..... petitioner

Mr. Kazi Mokhlasur Rahman

....for the petitioner

Mr. Joydeep Roy

Ms. Sujata Das

..... for the State

Petitioner renews his prayer for bail.

Learned Counsel appearing for the State opposes prayer for bail and submits trial is in progress.

We have considered materials on record. Victim girl supported the prosecution case of penetrative sexual assault upon her. Her version is corroborated by medical evidence. In the light of the aforesaid incriminating evidence and as trial is in progress, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

Trial court is directed to expedite the trial and conclude the same at an early date preferably within a period of six months from the next date fixed for recording evidence without granting unnecessary adjournment to either of the parties.

**(Ananya Bandyopadhyay, J.)**

**(Joymalya Bagchi, J.)**

