

10.08.2022

36
sdas
rejected

C.R.M.(DB) No. 2684 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Polba Police Station Case No. 80 of 2022 dated 11.05.2022 under Sections 363/364A of the Indian Penal Code.

And

In Re : Kalyan Mantri & Anr. petitioners

Mr. Sudip Ghosh Chowdhury

....for the petitioners

Mr. Sudip Ghosh

Mr. Apurba Kumar Datta

..... for the State

Learned Counsel appearing for the petitioners submits they are in custody for 91 days. Investigation is complete. Co-accused, Mamata Maity, is on bail.

Learned Counsel appearing for the State opposes prayer for bail.

We have considered materials on record including statement of the victim recorded under Section 164 of the Code of Criminal Procedure. Petitioners appear to be the masterminds who had abducted the victim and demanded ransom.

In view of the principal role played by the petitioners in the crime we are of the opinion they do not stand on the same footing with the co-accused who has been enlarged on bail.

Accordingly, we are not inclined to grant bail to the petitioners at this stage.

The application for bail is, thus, rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)