

12.08.2022
Sl. No.24
akd
[Rejected]

C. R. M. (DB) 2721 of 2022

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 05.08.2022 in connection with Gobardhanpur Coastal Police Station Case No. 07 of 2019 dated 01.02.2019 under Sections 376(2)(i)/376(2)(f) of the Indian Penal Code and Sections 4/6 of the POCSO Act.

And

In Re: ***Narugopal Bhuniya***

... .. Petitioner

Mr. Kallol Kumar Basu
Mr. Anindya Sundar Das
Ms. Avipsa Sarkar
Md. Jannat-ul-Firdous
Ms. Titli Majumder

... .. for the petitioner

Mr. Binay Panda
Mrs. Puspita Saha

... .. for the State

Heard the learned advocate appearing for both the parties.

We have considered the materials on record including statement of the victim girl prima facie disclosing involvement of the petitioner i.e. her stepfather in subjecting her to penetrative sexual assault. In view of the aforesaid incriminating materials and gravity of the offence, we are not inclined in granting bail to the petitioner at this stage.

The application for bail is thus **rejected**.

However, bearing in mind the protracted period of detention suffered by the petitioner i.e. more than three years, we direct the trial court to take all necessary steps to conclude the trial at an early date preferably within six months from the next date fixed for recording evidence without undue delay. Needless to mention victim shall be examined at the earliest.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

