

18.08.2022
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rejected

C.R.M.(DB) No. 2772 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Salar Police Station Case No. 35 of 2022 dated 11.03.2022 under Sections 363/365 of the Indian Penal Code and submitted charge-sheet under Sections 363/365/376 of the Indian Penal Code and Section 4 of the POCSO Act.

And

In Re : Raju Sk. petitioner

Md. Hafiz Ali

... for the petitioner

Mr. Saswata Gopal Mukherjee, learned P.P.

Mr. Aniket Mitra

... for the State

Learned Counsel appearing for the petitioner submits he is in custody for 110 days. He prays for bail.

Learned Counsel appearing for the State opposes prayer for bail.

We have considered materials on record including statement of the minor victim recorded under Section 164 of the Code of Criminal Procedure. From her statement it appears that the petitioner had forcibly raped her.

Under such circumstances and as date has been fixed for recording evidence, 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.)

