

22.08.2022
cm/ct 28

C.R.M. (DB) No. 2788 of 2022

sl. no.28

Rejected

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **Pathar Pratima P.S Case No. 107** dated **19.04.2022** under Sections **448/323/376D** of the Indian Penal Code.

And

In Re : Radheshyam Pramanik @ Buddhadeb & Anr.
..... petitioners

Mr. Ayan Basu
Mr. Sandip Kr. Mondal
Mr. Sumit Routh

..... for the petitioners

Mr. Imran Ali
Ms. DEbjani Sahu

..... for the State

Petitioners are in custody for 124 days. It is submitted their names were not disclosed in the medical papers. They are not the principal accused.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. In the First Information Report it is categorically alleged that petitioners caught hold of the hands of the victim when co-accused Subimal Sahoo raped her. Prima facie involvement of the petitioners in the alleged crime of gang rape is established.

Under such circumstances, we are of the opinion this is not a fit case to grant bail to the petitioners.

Accordingly, the prayer for bail of the petitioners is rejected at this stage.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

