

12.09.2022
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rejected

C.R.M.(DB) No. 3081 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Bhowanipore Police Station Case No. 154 of 2022 dated 07.06.2022 under Sections 302/394/34 of the Indian Penal Code and Sections 25/27 of the Arms Act.

And

In Re : Subodh Kumar Singh petitioner

Mr. Asimesh Goswami

Mr. Satyendra Nath Banerji

Mr. Suvra Banerji

... for the petitioner

Mr. S. G. Mukherji, learned P.P.

Mr. Rudradipta Nandy, learned A.P.P.

Mr. Subroto Roy

... for the State

Learned Counsel appearing for the petitioner submits he is in custody for more than three months. It is also submitted that there is no material connecting him with the crime. He, accordingly, prays for bail.

Learned Public Prosecutor opposes prayer for bail and submits witnesses identified the petitioner during test identification parade as one of the miscreants who entered premises where robbery and murder were committed. Butt of the knife which was used to commit the murder was recovered on the statement of the petitioner. Co-accused made a judicial confession implicating himself as well as the petitioner in the alleged offence.

We have considered materials on record. Keeping in mind the aforesaid incriminating materials and gravity of the offence which relates to robbery and murder of two innocent victims, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)