

20.09.2022
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Rejected

C.R.M. (DB) No. 3156 of 2022

In Re.: An application under Section 439 of the Code of Criminal Procedure in connection with Sonarpur Police Station Case No. 425 of 2021 dated 04.06.2021 under Sections 363/365 of the Indian Penal Code adding Sections 376(f)/505 of the Indian Penal Code and under Section 6 of the POCSO Act.

And

In Re : Sagar Bansi @ Sagar Banshi petitioner

Mr. Ujjal Ray

... for the petitioner

Mr. Sudip Ghosh

Mr. Bitasok Banerjee

... for the State

Petitioner renews his prayer for bail.

Learned Counsel appearing for the petitioner submits there is delay in the trial of the case. He prays for bail.

Learned Counsel appearing for the State opposes prayer for bail.

We have considered the materials on record including the statement of the minor victim. She has implicated the petitioner in the offence of rape. Bail prayer of the petitioner was rejected earlier on merit. Under such circumstances, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

Trial court is, however, directed to conduct the trial with utmost expedition and conclude the same at an early date preferably within six months from the next date fixed for keeping the statutory mandate under Section 35(2) of the POCSO Act.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

