

28.09.2022
tkm/ct 28
sl no. s.l. 53

C.R.M. (DB) 3318 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Pukhuria Police Station Case No. 431/2016 dated 31.12.2016 under section 6 of the POCSO Act.

And

In Re : Sariful Haque

..... petitioner

Ms. M Gomes

..... for the petitioner

Mr. A A Siddique

..... for the State

Petitioner is in custody for 49 days. He prays for bail.

Learned lawyer for the State opposes the prayer for bail and submits the petitioner had been absconding for a protracted period of time.

We have considered the materials on record. Statements of witnesses show petitioner was present with co-accused when the minor victim was forcibly raped. He had absconded for a protracted period of time.

Under such circumstances, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)