

30.09.2022
tkm/ct 28
sl no. 68

C.R.M. (DB) 3488 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Ranaghat Women PS case no. 105/2022 dated 22.08.2022 under sections 376(2)(f)/376AB/323/506 of the IPC and Sections 6 of the POCSO Act:

And

In Re : Bipul Das @ Gastho petitioner

Mr. Janaki Saha for the petitioner

Mr. Pinak Kumar Mitra for the State

Petitioner is in custody for 38 days. It is submitted on behalf of petitioner that he has been falsely implicated in the instant case. He prays for bail. There is delay in lodging FIR.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. Statement of the minor victim implicates the petitioner, who is her maternal grandfather. Delay in lodging FIR must be assessed in the light of the close relationship between the parties.

In view of the materials on record and the gravity of the offence committed against a 8 year old girl, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)