

07.11.2022

60  
sdas  
rejected

C.R.M.(DB) No. 3687 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Bhawanipur 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 : Jatin Mehta ..... petitioner

Mr. Manoj Kurmi

... for the petitioner

Mr. S. G. Mukherji, learned PP

Mr. Rudradipta Nandy, learned APP

Md. Anwar Hossain

Ms. Debjani Saha

... for the State

Learned Counsel appearing for the petitioner submits he is in custody for 151 days. It is also contended that he was not placed in test identification parade and has been falsely implicated.

Learned Public Prosecutor opposes the prayer for bail and submits stolen article i.e. pendent of the deceased was recovered from the petitioner.

We have considered the materials on record. Stolen article i.e. pendant of the deceased was recovered from the petitioner. Co-accuseds were identified in the course of test identification parade.

In view of the incriminating evidence and gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

**(Ajay Kumar Gupta, J.)**

**(Joymalya Bagchi, J.)**