

31.10.2022

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rejected

C.R.M.(DB) No. 3816 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Amta Police Station Case No. 285 of 2022 dated 29.08.2022 under Section 376(2)(f) of the Indian Penal Code and Section 6 of the POCSO Act.

And

In Re : Noor Islam Mallick @ Kalu Mallick @ Islam Mallick petitioner

Ms. Minoti Gomes
Md. Zeeshan Uddin
Mr. A. Khatoon

... for the petitioner

Mr. Bidyut Kumar Roy
Mrs. Sima Biswas

... for the State

Learned Counsel appearing for the petitioner submits he is in custody for 61 days. He prays for bail.

Learned Counsel appearing for the State opposes prayer for bail.

We have considered the materials on record which implicates the petitioner in the offence of penetrative sexual assault on a 12 year old girl.

In view of the aforesaid incriminating materials 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.

(Partha Sarathi Sen, J.)

(Joymalya Bagchi, J.)