

09.11.2022

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rejected

C.R.M.(DB) No. 3901 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kalyani Police Station Case No. 131 of 2021 dated 14.07.2021 under Section 302 of the Indian Penal Code.

And

In Re : Sudipta Das petitioner

Mr. Shibaji Kumar Das

Ms. Rupsa Sreemani

... for the petitioner

Ms. Faria Hossain

Mr. Anand Keshari

... for the State

Mr. Sekhar Barman

Mr. Rohit Prasad

... for the de facto complainant

Petitioner renews his prayer for bail.

Learned Counsel appearing for the petitioner submits there is no direct evidence connecting him with the crime.

Learned Counsel appearing for the State opposes the prayer for bail.

Learned Counsel appearing for the de facto complainant also opposes the prayer for bail.

We have considered materials on record. There are statements showing the petitioner was last seen with the victim girl. Her belongings were recovered on the leading statement of the petitioner. Non-consideration of charge after rejection of bail by this Court was due to circumstances beyond the control of

the prosecution. Date has been fixed for consideration of charge in December, 2022.

Under such circumstances, 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.)