

15.12.2022
tkm/ct. 28
s.l. 44

C.R.M. (DB) 4411 of 2022

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Rajnagar Police Station Case No. 5 of 2022 dated 11.1.2022 under sections 302/201 of the IPC.

And

In Re : Madhab Garain @ Madhai petitioner

Mr. Sujoy Sarkar

..... for the petitioner

Ms. Anasuya Sinha

Mr. Pinak Kr. Mitra

..... for the State.

Petitioner is in custody for 330 days. It is submitted he has been falsely implicated in the instant case. He prays for bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. Weapon of offence i.e. 'chopper' was recovered on the leading statement of the petitioner. He does not stand on the same footing with the co-accused who has been granted bail.

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.)