

**In the High Court at Calcutta  
Circuit Bench at Jalpaiguri  
(Through Video Conference)**

22.07.2022  
cm/ct 28

**C.R.M. (DB) No. 253 of 2022**

sl. no. 6

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **Kotwali P.S Case No. 821 of 2021** dated **17.08.2021** under Sections **143/341/326/307/302** of the Indian Penal Code read with Section 3 / 4 of the Explosive Substances Act, 1908 read with Sections 25/27/35 of the Arms Act, 1959

Rejected

And

In Re : Maksedul Rahaman @ Moksedul Rahaman @ Mokchhedul Haque.

..... petitioner

Mr. Sekhar Kumar Basu, Sr. Adv.  
Mr. Antarikhya Basu  
Mr. Hillol Saha Poddar  
Mr. Sayan Mukherjee

..... for the petitioner

Mr. Aditisankar Chakraborty  
Mr. Kallol Acharjee

..... for the State

Petitioner is in custody for 336 days. It is contended that no overt act was attributed to the petitioner. He prays for bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record including statements of eye witness recorded under Section 164 Cr.P.C. which show that petitioner and other co-accuseds being armed with various weapons and bombs attacked the victim and killed him.

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.

Accordingly, the prayer for bail of the petitioner is rejected.

**( Ananya Bandyopadhyay, J. )**

**( Joymalya Bagchi, J.)**

