

03.01.2022
Item no.19.
Court No.01.
S. De
(rejected)

(Via Video Conference)

Circuit Bench of Calcutta High Court
at Jalpaiguri

CRM No. 1151 of 2021

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure filed on 13.12.2021 in connection with Ghoksadanga Police station Case No. 187 of 2021 dated 06.06.2021 under Sections 341/376/326/307/379/201 of the Indian Penal Code.

And

In the matter of : Manaranjan Mandal @ Manoranjan

Mandal @ LitonPetitioner.

Mr. Sabir Ahmed,
Mr. Hillol Saha Podder,
.....for the Petitioner.

Mr. Aditi Shankar Chakraborty, Ld. Addl. P.P.,
Mr. Biswarup Royfor the State.

The petitioner says that he has been falsely implicated.

He is 20 years of age and the victim lady is 62 years of age. He did not even attempt to commit rape on the victim. The allegations of having used force against the victim or having inflicted injury on her are all false. The false allegations have been prompted by there being rivalry between the two families regarding land disputes. He is in custody for 211 days. Charge-sheet has been filed. No useful purpose would be served by keeping him in custody any further. He prays for bail.

We have seen the material in the case diary including the Medical Report and the statement of the lady. The allegations are of rape, inflicting grievous bodily injury and attempted murder. They are all serious allegations. The material on record prima facie indicates that there could be active involvement of the petitioner in the alleged offence.

In view of the aforesaid, although the petitioner has been in custody for about 211 days, we are not inclined to entertain the petitioner's prayer for bail, at this stage.

The application for bail is, accordingly, rejected.

CRM 1151 of 2021 is dismissed.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Aniruddha Roy, J.)

(Arijit Banerjee, J.)