

13.01.2023.
42.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 120 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Jalangi P.S. Case No.150 of 2022 dated 05.05.2022 under Sections 341/323/506 of the Indian Penal Code and adding Section 4 of the POCSO Act.

In the matter of : Sk. Atikur Rahaman.

... Petitioner.

Mr. Jisan Iqubal Hossain,
Ms. Chandrima Debnath,
Mr. Karnel Mondal.

...for the Petitioner.

Mr. Tanmoy Kr. Ghosh, Id. SGA,
Mr. Arindam Sen.

...for the State.

Petitioner is in custody for 253 days. It is submitted there is delay in lodging FIR. He renews his prayer for bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Petitioner is in his forties while the victim is in her teens. Petitioner had cohabited with the victim on the basis of false promise.

In view of the aforesaid circumstances and as bail prayer has been rejected earlier, we are not inclined to grant bail to the petitioner at this stage.

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

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)

