

18.01.2023
tkm/ct 28
sl no.42

C.R.M. (DB) 216 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Patrasayer Police Station Case No. 52 of 2020 dated 11.5.2020 under Sections 302/34 of the IPC

And

In Re : Gajan Karmakar @ Lohar petitioner

Ms. Pampa Dey Dhabal

Mr. N K Gupta

..... for the petitioner

Mr. Sudip Ghosh

..... for the State

Petitioner is in custody for 695 days. It is submitted co-accuseds are on bail. He renews his prayer for bail.

Learned lawyer for the State submits petitioner is one of the principal assailants. He does not stand on the same footing with co-accuseds who are on bail.

We have considered the materials on record. Petitioner stands on different footing from the co-accuseds who are on bail. In view of the prima facie involvement of the petitioner as one of the principal accused, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, the prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)