

19.01.2023
tkm/ct 28
sl no.35

C.R.M. (DB) 230 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Sankrail Police Station Case No. 453 of 2021 dated 2.4.2021 under Section 354B of the IPC read with section 10 of the POCSO Act

And

In Re : Sambhu Charan Das

..... petitioner

Mr. Pritam Ray
Mr A Singh

..... for the petitioner

Mr. A A Siddique

..... for the State

Petitioner is in custody for 650 days. He renews his prayer for bail.

Learned lawyer for the State opposes the prayer for bail.

We have considered the materials on record. Statement of the minor implicates the petitioner in the offence. His bail prayer was rejected earlier on merits. Date has been fixed for examination of the minor. As the vulnerable witness is yet to be examined, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, the prayer for bail is rejected.

Trial court shall ensure examination of the minor at the earliest.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)