

03.02.2023
Sl. No.46
akd
[Rejected]

C. R. M. (DB) 429 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 30.01.2023 in connection with Islampur Police Station Case No.367 of 2022 dated 17.08.2022 under Sections 363/365/34/302/120B/201 of the Indian Penal Code. (G.R. Case No.2690 of 2022)

And

In Re: ***Atibur @ Atikul Sk. @ Vola***

... .. Petitioner

Mr. Ali Ahsan Alamgir
Ms. Rabia Khatoon

... .. for the petitioner

Mr. Sudip Ghosh
Mr. Bitasok Banerjee

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about 168 days. It is further submitted there is no direct evidence connecting him with the murder.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Petitioner was last seen with the victim. On his leading statement, dead body was recovered. There are other incriminating materials implicating the petitioner in the crime. In view of the aforesaid facts and gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is thus **rejected**.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)