

13.02.2023
Sl. No.35
akd
[Rejected]

C. R. M. (DB) 575 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 06.02.2023 in connection with Nakashipara Police Station Case No.365 of 2009 dated 11.08.2009 under Sections 341/325/326/307/34 of the Indian Penal Code.

And

In Re: **Aroj Sk. & Anr.**

... .. Petitioners

Mr. Khalid Hasan

... .. for the petitioners

Mr. Binay Panda
Mrs. Puspita Saha

... .. for the State

Petitioners renew their prayer for bail. It is submitted on behalf of the petitioners that co-accused has been enlarged on bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. We note petitioners had absconded for more than a decade. They do not stand on the same footing with co-accused. Other co-accuseds are absconding. There is possibility that the petitioners may abscond if they are enlarged on bail. Under such circumstances, we are not inclined to grant bail to the petitioners at this stage.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)