

17.04.2023
tkm/ct 28
sl no.35

C.R.M. (DB) 1269 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Bauria PS case no. 290 of 2018 dated 28.8.2018 under sections 363/323 IPC read with section 6 of the POCSO Act and 9 of the Prohibition of Child Marriage Act

And

In Re : Rohit Rajbhar @ Rohit Kumar petitioner

Mr. A K Adhya

..... for the petitioner

Mr. S Bapuli

Ms. S Santra

..... for the State

Affidavit of service is filed.

Nobody appears for the victim.

Bail prayer of the petitioner was rejected earlier on merits. Vulnerable witness is yet to be examined. Medical reports of the petitioner placed before us are not contemporaneous. They do not reflect on the present health status of the petitioner.

Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)