

31.03.2023

45
sdas
rejected

C.R.M. (DB) No. 1271 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Hogalberia Police Station Case No. 58 of 2022 dated 21.02.2022 under Section 376D of the Indian Penal Code read with Section 6 of the POCSO Act.

And

In Re : Tapas Sardar @ Mal & Anr. petitioners

Mr. Asraf Mandal

... for the petitioners

Mr. Binay Panda

Mr. Subham Kanti Bhakat

... for the State

Heard the learned Counsels for the parties.

We have considered the materials on record. Minor victim was subjected to gang rape. Bail prayer of petitioner no. 2 was rejected earlier on merits. Petitioner no. 1 stands on the same footing with him. Minor victim has not yet been examined. 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.)

