

03.04.2023

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rejected

C.R.M. (DB) No. 1304 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Baduria Police Station Case No. 648 of 2022 dated 25.09.2022 under Sections 498A/302/406/506/34 of the Indian Penal Code and Section 4 of the Dowry Prohibition Act.

And

In Re : Kousar Gazi @ Kaosar petitioner

Mr. Ayan Basu

Mr. Sandip Kumar Mondal

Mr. Sourav Bera

Mr. Sumit Routh

Ms. Riya Das

... for the petitioner

Mr. Saswata Gopal Mukherji, learned PP

Mr. Aniket Mitra

... for the State

Learned Counsel for the petitioner submits he is in custody for 190 days. It is also submitted incident occurred twenty years after marriage. He prays for bail.

Learned Counsel for the State opposes the prayer for bail.

We have considered the materials on record. Housewife was throttled to death at the matrimonial home. No credible explanation with regard to cause of death is forthcoming from the petitioner who was present at the spot. In view of the incriminating materials on record and gravity of the offence, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

