

04.04.2023
Sl. No.24
akd
[Rejected]

C. R. M. (DB) 1333 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 29.03.2023 in connection with Dholahat Police Station Case No.540 of 2022 dated 01.12.2022 under Sections 498A/302 of the Indian Penal Code. (G.R. Case No.2984 of 2022)

And

In Re: ***Sujauddin Kha***

... .. Petitioner

Mr. S. Balial
Mr. Sanatan Panja
Mr. Neelabha Bera
Mr. Bodhidipta Mandal

... .. for the petitioner

Mr. Saswata Gopal Mukherjee .. Id. Public Prosecutor
Mr. Parthapratim Das
Mrs. Manasi Roy

... .. for the State

It is submitted on behalf of the petitioner that he has been falsely implicated in the murder of his wife. He had not absconded and was arrested.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Wife had accompanied the petitioner to Kakdwip. There she was found hanging from a tree. Post-mortem report shows she suffered injuries and died due to strangulation. No explanation with regard to homicidal death is offered by the petitioner-husband. Statement of the minor also implicates the petitioner. In view of the aforesaid incriminating materials 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.)

