

05.04.2023
Sl. No.41
akd
[Rejected]

C. R. M. (DB) 1350 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 27.03.2023 in connection with Serampore Police Station Case No.409 of 2020 dated 15.12.2020 under Sections 363/364A/365 of the Indian Penal Code and Sections 25/27 of the Arms Act. (G.R. Case No.1939 of 2020)

And

In Re: ***Uttam Singh***

... .. Petitioner

Mr. Sudip Ghosh Chowdhury

... .. for the petitioner

Mr. Sudip Ghosh

Mr. Bitasok Banerjee

... .. for the State

It is submitted on behalf of the petitioner that co-accused viz. Soumen Das @ Choton has been enlarged on bail.

Learned Advocate for the State opposes the prayer for bail and submits bail prayer of another co-accused viz. Noorbox Sk. @ Bhola Sk. @ Nurbaks Sekh has been rejected by a coordinate Bench of this court.

We have considered the materials on record. Petitioner played active role in abduction of the victim and demanding ransom. He does not stand on the same footing with Soumen Das @ Choton who had intimated the victim's wife with regard to the abduction. On the other hand, he stands on the same footing with other co-accused viz. Noorbox Sk. @ Bhola Sk. @ Nurbaks Sekh whose bail prayer had been turned down. Keeping in mind the role played by the petitioner in the alleged crime and gravity of the offence, we are not inclined to grant bail to him at this stage.

The application for bail is thus rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

