

17.04.2023
tkm/ct 28
sl no.46

C.R.M. (DB) 1486 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Rejinagar PS case no. 55 of 2022 dated 18.3.2022 under sections 363/365 IPC added section 6 of the POCSO Act

And

In Re : Ajibur Sk

..... petitioner

Mr. Ashok Das
Mr. Amanul Islam
Mr. S Mukherjee

..... for the petitioner

Mr. T K Ghosh
Mr. Arindam Sen

..... for the State

Mr. Anindya Bose
Mr. D Mondal
Mr. M Biswas

..... for OP no. 2

Heard learned lawyers for the parties.

Statement of the minor prima facie implicates the petitioner in the offence of penetrative sexual assault. Petitioner is a married person and the plea that there was love affair between the parties appears to be patently absurd.

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

Accordingly, prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)