

17.04.2023

65  
sdas  
rejected

C.R.M. (DB) No. 1505 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Hanskhali Police Station Case No. 566 of 2021 dated 10.08.2021 under Sections 395/397 of the Indian Penal Code and subsequently charge-sheet submitted under Sections 395/397/412 of the Indian Penal Code and Section 25(1)(a) of the Arms Act.

And

In Re : Nitya Barai ..... petitioner

Mr. Prabir Majumder  
Mr. Snehansu Majumder  
... for the petitioner

Mr. Madhusudan Sur, learned APP  
Mr. Arabinda Manna  
... for the State

Learned Counsel for the petitioner submits he renews his prayer for bail. Balai Biswas was enlarged on bail.

Learned Counsel for the State opposes the prayer for bail and submits petitioner was identified in the test identification parade.

We have considered the materials on record. Petitioner was identified in the test identification parade unlikely Balai Biswas who was not put up for test identification parade. Bail prayer of the petitioner was rejected earlier on merits. Under such circumstances, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

**(Ajay Kumar Gupta, J.)**

**(Joymalya Bagchi, J.)**

