

04.05.2023.
24.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 1815 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Harwood Point Costal P. S. Case No.372 of 2021 dated 02.11.2021 under Section 302 of the Indian Penal Code.

In the matter of : Saurav Das @ Rajdeep Das.
... Petitioner.

Md. Sabir Ahmed,
Mr. Sandip Kr. Mondal,
Mr. Biswajit Sarkar
Mr. Dhiman Banerjee.
...for the Petitioner.

Mrs. Anasuya Sinha,
Ms. Mayukhi Mitra.
...for the State.

Petitioner submits there is no direct evidence connecting him with the murder. Nature of injury is not in consonance with the manner of assault proposed by the prosecution i.e. by a heavy blunt object. He renews his bail prayer.

Learned Advocate for the State opposes the bail prayer. She submits prayer of the petitioner was rejected earlier on merits.

We have considered the materials on record. Bail prayer of the petitioner was rejected earlier on three occasions. Trial has already commenced. Issue raised before us requires to be analysed on evidence during trial. Nature of offence, if proved, would attract life imprisonment.

Keeping in mind the gravity of the offence and the materials on record, we are not inclined to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)