

11.05.2023

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rejected

C.R.M. (DB) No. 1836 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Pandabeswar Police Station Case No. 129 of 2020 dated 26.12.2020 under Section 376D of the Indian Penal Code and Sections 4/6 of the POCSO Act.

And

In Re : Roshan Paswan ..... petitioner

Mr. Aditya Bikram Mahata

... for the petitioner

Mr. Neguive Ahamed, learned APP

Ms. Trina Mitra

... for the State

Learned Counsel for the petitioner submits he is in custody for two years and four months. He prays for bail.

Learned Counsel for the State opposes the prayer for bail and submits examination of prosecution witnesses is almost over. Investigating officer is being examined.

In view of the materials on record implicating the petitioner in the offence of penetrative sexual assault of a minor and as trial is at its fag end, 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.)**

