

15.05.2023
tkm/ct 28
sl no.44

C.R.M. (DB) 1925 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Minakhan PS case no. 102 of 2019 dated 25.4.2019 under sections 363/365/376D/34 IPC and section 6 of the POCSO Act

And

In Re : Sk. Niyamtull @ Sk Niyamtullah petitioner

Mr. S Roy Choudhury

Ms. S Das

Ms. Shila Chatterje

..... for the petitioner

Mr. Shiladitya Banerjee

..... for the State

Heard learned lawyer for the parties.

We have considered the materials on record. Statement of the victim recorded under section 164 Cr.P.C implicates the petitioner in the offence of gang rape.

Under such circumstances and in view of the gravity of offence, we are not inclined to grant bail to the petitioner.

Accordingly, prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)