

07.06.2023

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rejected

C.R.M.(DB) No. 2107 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Khanakul Police Station Case No. 109 of 2023 dated 19.02.2023 under Sections 354/354(B)/376 of the Indian Penal Code and Sections 4/8/12 of the POCSO Act.

And

In Re : Rabi Roy

.... petitioner

Mr. Niladri Sekhar Ghosh

Ms. Sompurna Chatterjee

Mr. Sourov Mondal

....for the petitioner

Mr. Neguive Ahamed, learned APP

Ms. Amita Gaur

.... for the State

Heard the learned Counsels for the parties.

We have considered the materials on record. Statement of the minor victim discloses an offence of penetrative sexual assault. Delay in lodging FIR has also been explained. Under such circumstances, 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.)