

06.06.2023

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Rejected
(SKB)

CRM (DB) 2155 of 2023

In Re:- An application for bail under section 439 of the Code of Criminal Procedure in connection with Hasnabad Police Station Case No. 356 of 2020 dated 02.06.2020 under Sections 363/365/376/34 of the Indian Penal Code and Section 06 of the POCSO Act.

In the matter of : Avijit Mondal

... Petitioner

Mr. Kalyan Kumar Bhattacharjee,
Ms. Sahina Khatun

... for the petitioner

Mr. N. P. Agarwala,
Mr. Subham Bhakat

... for the State

Md. Abdur Rakib,
Mrs. Ranu Basu

... for the victim girl.

Heard the learned lawyers for the parties.

We have considered the materials on record. Bail prayer of the petitioner was rejected by a co-ordinate Bench. The trial has considerably progressed. The evidence of the minor victim girl implicates the petitioner in the offence in the offence of penetrative sexual assault.

Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

We request the trial court to conclude the trial at an early date without granting unnecessary adjournment to either of the parties.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)