

06.07.2023
Sl. No.29
akd
[Rejected]

C. R. M. (DB) 2268 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 06.06.2023 in connection with Belpahari Police Station Case No.11 of 2023 dated 10.02.2023 under Sections 386/34 of the Indian Penal Code and Sections 25(6)/27 of the Arms Act. (G.R. Case No.146 of 2023)

And

In Re: ***Arup Kumar Pal @ Arup Pal***

... .. Petitioner

Mr. Arindam Jana
Mr. Subhendu Bhattacharya
Sk. Abu Jafar
Ms. Atreyee Halder
Ms. Dipanwita Laha

... .. for the petitioners

Mr. Saswata Gopal Mukherjee .. Id. Public Prosecutor
Mr. Rudradipta Nandy .. Id. Addl. Public Prosecutor
Mr. Ranadeb Sengupta

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about 141 days. It is further submitted petitioner is not a member of the gang who demanded money on behalf of a banned organisation. Investigation is complete. Accordingly, he prays for bail.

Learned Additional Public Prosecutor opposes the prayer for bail and submits petitioner was identified by the victim in the course of Test Identification Parade.

We have considered the materials on record. Allegations are grave. It is contended accused had claimed to be members of a banned organisation and extorted money from businessmen. Victim identified the petitioner as one of the miscreants. 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.)

