

03.07.2023
Sl. No.19
akd
[Rejected]

C. R. M. (DB) 2277 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 08.06.2023 in connection with Jagaddal Police Station Case No.345 of 2021 dated 03.05.2021 subsequently registered as RC 056/2021 S0016 of CBI: SCB, Kolkata dated 27.08.2021 under Sections 448/427/325/307/302/34 of the Indian Penal Code and subsequently charge sheet submitted under Sections 143/144/147/148/149/449/450/452/324/326/342/427/506/302/307/354/201/34 of the Indian Penal Code.

And

In Re: ***Ratan Haldar @ Ratan***

... .. Petitioner

Mr. Sandip Kumar Bhattacharya
Mr. Gourav Dutta

... .. for the petitioner

Mr. Kallol Mondal
Mr. Manabendra Banerjee

... .. for the CBI

It is submitted on behalf of the petitioner that co-accused have been granted bail. Accordingly, he renews his prayer for bail.

Learned Advocate for the CBI opposes the prayer for bail and submits petitioner played an active role in the murder. Statement of the injured eyewitness implicates the petitioner.

We have considered the materials on record. Statement of the injured eyewitness implicates the petitioner. Bail prayer of another co-accused whose presence at the spot is evident from CCTV footage had been turned down. Petitioner does not stand on the same footing with the other co-accused who have been enlarged on bail. Under such circumstances and in view of gravity of the offence, 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.)

