

03.07.2023

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SS/sdas
rejected

C.R.M.(DB) No. 2448 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Beldanga Police Station Case No. 509 of 2021 dated 26.08.2022 under Sections 302/34 of the Indian Penal Code read with Sections 25/27 of the Arms Act.

And

In Re : Matin Sk. alias Matin alias Md. Golam Mortuja alias Md. Golam Mortaja aliaas Abdul Matin petitioner

Mr. Rajiv Lochan Chakraborty
Mr. Sumanta Ganguly
.....for the petitioner

Mr. Swapan Banerjee
Mr. Suman De
..... for the State

Mr. Dhananjay Banejee
Mr. Jisan Iqbal Hossain
..... for de facto complainant

Heard the learned Counsel for the parties.

We have considered the materials on record. Statements of the witnesses show presence of the petitioner along with co-accused who assaulted the victim resulting in his death. Materials prima facie establish common intention of the petitioner to murder the victim. Bail prayer of co-accused was rejected earlier on merits. Under such circumstances, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)