

04.07.2023
Sl. No.102
akd
[Rejected]

C. R. M. (DB) 2549 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 20.06.2023 in connection with Baruipur Police Station Case No.1766 of 2022 dated 16.11.2022 under Sections 302/201/120B of the Indian Penal Code. (G.R. Case No.7249 of 2022)

And

In Re: ***Azad Sardar***

... .. Petitioner

Md. Sabir Ahmed
Mr. Indra Chatterjee
Mr. Shraman Sarkar
Mr. Dhiman Banerjee

... .. for the petitioner

Mr. Sabyasachi Chatterjee
Mr. Omar Faruk Gazi
Mr. Lilamay Mondal
Ms. Bidisha Das

... .. for the de-facto complainant

Mr. Sudip Ghosh
Mr. Bitasok Banerjee

... .. for the State

Heard the learned Advocates appearing for both the parties.

We have considered the materials on record. Petitioner is the principal assailant. As a result of assault, victim died. He does not stand on the same footing with co-accused who has been enlarged on bail. 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.)

