

04.07.2023
tkm/ct 28
sl no.181

C.R.M. (DB) 2632 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Andal PS case no. 01 of 2023 dated 02.01.2023 under sections 341/323/325/376/506/34 IPC.

And

In Re : Vishal Kewat @ Vishal Kumar Kewat petitioner

Mr. Kunal Ganguly

..... for the petitioner

Mr. Tanmoy Kr. Ghosh

Ms. Pritha Paul

..... for the State

It is contended on behalf of the petitioner that there is delay in lodging F.I.R. It is also contended that the petitioner has been falsely implicated as he sided with the husband of the victim over their matrimonial dispute. He prays for bail.

Learned lawyer for the State opposes the bail prayer.

We have considered the materials on record. Statement of the victim implicates the petitioner in the offence of gang rape. Issue of false implication may be agitated in the course of trial. Victim is yet to be examined.

Hence, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)