

01.08.2023
ct 28/tkm
sl no.30

C.R.M. (DB) 3024 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Dholahat P.S, case no. 389 of 2021 dated 5.10.2021 under sections 376AB IPC and section 6 of the POCSO Act

And

In Re : Debprasad Bag @ Suman petitioner

Mr. G C Baidya

..... for the petitioner

Mr. Antarikhya Basu

..... for the State

Petitioner is in custody for 665 days. He prays for bail.

Learned lawyer for the State opposes the bail prayer.

We have considered the materials on records. An eight-year old girl was subjected to penetrative sexual assault. Her deposition is in progress.

Under such circumstances and in view of gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.

Accordingly, prayer for bail is rejected.

Trial court is requested to expedite the trial following the mandate under section 35(2) of the POCSO Act.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)