

11.08.2023
tkm/ct 28
sl no. 24

C.R.M. (DB) 3180 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Andal P.S. Case No. 233 of 2021 dated 2.9.2021 under sections 395/397/412 IPC and sections 25(1B)(a)/35 of the Arms Act

and

In Re : Bhuban Niyogi @ Bhuban Neogi @ Sudip petitioner

Mr. Anisur Rahaman

Mr. D Dan

..... for the petitioner

Ms. Z N Khan

Mr. Ashok Das

..... for the State

1. Heard learned lawyers for the parties.
2. We have considered the materials on record. Petitioner had been identified in the course of test identification parade. He does not stand on the same footing with co-accused who are on bail.
3. Keeping in mind the primary role played by the petitioner in the crime and the gravity of offence, we do not consider it prudent to release the petitioner on bail at this stage.

Accordingly, the prayer for bail is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)