

05.09.2023

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rejected

C.R.M.(DB) No. 3269 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kolkata Lather Complex Police Station Case No. 126 of 2021 dated 02.12.2021 under Section 376(2)(i)/506 of the Indian Penal Code read with Sections 4/6 of the POCSO Act.

And

In Re : Sekhar Mondal @ Nayan Petitioner

Mr. Debasis Sur
Mr. Goutam Sardar
Mr. Goutam Malik

....for the petitioner

Ms. Anasuya Sinha
Mr. Pinak Kumar Mitra

..... for the State

Ms. Subhanwita Ghosh

..... for the de facto complainant

1. Heard the learned Counsels for the parties.

2. We have considered the materials on record. Minor victim has supported the allegation of penetrative sexual assault. In view of gravity of the offence and incriminating evidence on record implicating the petitioner in the crime, we are not inclined to grant bail to him at this stage.

3. The application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)