

22.08.2023  
tkm/ct 28  
sl no. 42

**C.R.M. (DB) 3293 of 2023**

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Patuli PS Case No. 193 of 2019 dated 19.10.2019 under section 376AB/506 IPC read with section 6 of the POCSO Act

and

In Re : Bappaditya Chatterjee ..... petitioner

Mr. D K Prahladka  
Ms. Reshmi Khatun

..... for the petitioner

Mr. A S Siddique

..... for the State

1. Petitioner is in custody for more than three years. He prays for bail.
2. Learned lawyer for the State submits trial is at its fag end and date has been fixed for cross examination of defence witnesses.
3. We have considered the materials on record. Victim has supported the allegation of penetrative sexual assault. Her credibility is to be assessed during trial. Trial is at its fag end.
4. Hence, we are not inclined to grant bail to the petitioner at this stage.
5. Accordingly, the prayer for bail is rejected.
6. Trial court is requested to expedite the trial and conclude the same at an early date.

**(Rai Chattopadhyay, J.)**

**(Joymalya Bagchi, J.)**