

28.08.2023
sdas/tkm/ct 28
sl no. 33

C.R.M. (DB) 3363 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Dholahat PS Case No. 137 of 2016 dated 24.3.2016 under sections 324/ 326/307/302/120B/34 IPC and 25/27 of the Arms Act read with section 9(b) of the Indian Explosives Act
and

In Re : Sajahan Kha @ Khan petitioner

Mr. Pankaj Halder

..... for the petitioner

Mr. Sudip Ghosh
Mr. Koushik Kundu

..... for the State

1. Petitioner is in custody for more than 200 days. He submits co-accused are on bail. He renews his bail prayer.
2. Learned lawyer for the State submits bail prayer of the petitioner was rejected earlier on merits.
3. We have considered the materials on record. Petitioner was present at the place of occurrence and had participated in the trial. Thereafter, he absconded for a protracted period of time. His bail prayer has been rejected earlier on merits in March 2023. We do not find any substantial change in the circumstances since then.
4. Accordingly, the prayer for bail is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)