

04.09.2023.
26.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 3455 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Santipur P.S. Case No.487 of 2023 dated 17.05.2023 under Sections 498A/313/34 of the Indian Penal Code

In the matter of : Ramjan Ali Jamadar.

... Petitioner.

Mr. Sayan De,
Mr. Sayan Kanjilal.

...for the Petitioner.

Mr. Saswata Gopal Mukherji, Id. P.P.,
Mr. Aniket Mitra,
Ms. Jonaki Saha.

...for the State.

1. Petitioner is in custody for 107 days. Investigation is complete. Co-accused, father-in-law has been granted bail. He prays for bail.
2. Learned Advocate for the State opposes the bail prayer.
3. We have considered the materials on record. Statement of the victim shows petitioner had kicked her abdomen resulting in miscarriage. Medical report also supports such submission.
4. In view of the gravity of the offence and the materials collected against the petitioner, we are of the opinion he does not stand on the same footing with the co-accused who is on bail.
5. Under such circumstances, we are not inclined to grant bail to the petitioner.
6. Accordingly, the prayer for bail of the petitioner is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)