

06.09.2023
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rejected

C.R.M.(DB) No. 3475 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Dholahat Police Station Case No. 208 of 2023 dated 09.05.2023 under Section 376(1)/506 of the Indian Penal Code.

And
In Re : Sanju Pramanik petitioner

Mr. Gouranga Kumar Das
....for the petitioner

Mr. P. K. Datta, learned APP
Mr. Santanu Deb Roy
..... for the State

1. Learned Counsel for the petitioner submits that he is in custody for 116 days. It is also submitted that he has been falsely implicated. He prays for bail.

2. Learned Counsel for the State opposes the prayer for bail and submits victim is a mentally challenged lady.

3. We have considered the materials on record. Victim is a mentally challenged lady. She had been raped by the petitioner. Medical report corroborates the allegation. In view of gravity of the offence and incriminating materials on record we are not inclined to grant bail to the petitioner.

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

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)