

06.09.2023
tkm/ct 28
sl no. 27

C.R.M. (DB) 3480 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Chinsurah PS Case No. 211 of 2021 dated 11.5.2021 under sections 326/307/120B IPC read with sections 25/27 of the Arms Act

and

In Re : Kushal Guhathakur @ Kushal Guhathakurata @
Guhathakuratha petitioner

Mr. A Bera

..... for the petitioner

Mr. N Ahmed
Ms. Trina Mitra

..... for the State

1. Petitioner is in custody for 800 days. He submits co-accused are on bail. He prays for bail.
2. Learned lawyer for the State opposes the bail prayer. He submits the gun used to fire at the victim was recovered from the petitioner.
3. We have considered the materials on record. Weapon of offence was recovered from the petitioner. Only photograph of the victim was recovered from co-accused who are on bail. They do not stand on the same footing with the petitioner.
4. Under such circumstances and in view of the gravity of offence we are not inclined to grant bail to the petitioner.
5. Accordingly, the prayer for bail is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)