

15.09.2023

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rejected

C.R.M.(DB) No. 3593 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Gopalnagar Police Station Case No. 229 of 2023 dated 22.04.2023 under Section 376AB of the Indian Penal Code and Sections 4/6 of the POCSO Act.

And

In Re : Shibdas Paul petitioner

Md. G. N. Imrohi

Ms. Bidisha Chakraborty

....for the petitioner

Mr. Neguive Ahamed, learned APP

Ms. Trina Mitra

..... for the State

1. Learned Counsel for the petitioner submits he has been falsely implicated. There is no injury on the minor victim. He prays for bail.

2. Learned Counsel for the State opposes the prayer for bail.

3. We have considered the materials on record. Petitioner is the uncle of the minor who is aged around three years. She had been sexually violated by him. In view of gravity of the offence, we are not inclined to grant bail to the petitioner.

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

5. Trial court is directed to conclude the trial as expeditiously as possible without granting unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)