

19.09.2023
tkm/ct 28
sl no. 39

C.R.M. (DB) 3609 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Jagatballavpur P.S. Case No. 182 of 2022 dated 20.8.2022 under sections 395/397/412/212/34 IPC
and

In Re : Raj Kumar @ Ranjit Kewat @ Ranjit Kewal

..... petitioner

Mr. S Barma

..... for the petitioner

Mr. Sudip Ghosh

Mr. K Kundu

..... for the State

1. Petitioner is in custody for 315 days. It is contended he was initially arrested in a case. Subsequently, he was shown arrested in the present case. He was not put up for identification during TI parade. Recoveries were based on joint statement of the petitioner and co-accused and accordingly ought not to be relied upon. He prays for bail.

2. Learned lawyer for the State submits petitioner is the kingpin of an interstate gang of dacoits. He was arrested in one case. Subsequently his complicity transpired and he was shown arrested in the present case. Recovery of stolen gold was made on the showing of the petitioner and co-accused from their rented apartment. Fire arms were also recovered.

3. We have considered the materials on record. Petitioner hails from a different state. He has been implicated in a number of cases of similar nature. Statements of witnesses disclose on the showing of the petitioner and co-accused stolen gold ornaments were recovered from their rented apartment. Fire arms were also

recovered. In the event the petitioner is released on bail there is possibility he shall commit similar offence and abscond.

4. The aforesaid circumstances and in view of the gravity of offence do not persuade us to enlarge the petitioner on bail.

5. Accordingly, the prayer for bail is rejected.

(Ajoy Kumar Mukherjee, J.)

(Joymalya Bagchi, J.)