

11.10.2023

41
sdas
Rejected

C.R.M. (DB) No. 3954 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Hanskhali Police Station Case No. 108 of 2019 dated 13.03.2019 under Section 376(AB) of the Indian Penal Code read with Section 4 of the POCSO Act.

And

In Re : Nikhil Mallickpetitioner

Ms. Minoti Gomes

Ms. Santa Sarkar

Ms. Dona Sanyal

Ms. Tanuja Banerjee

..... for the petitioner

Mr. Sanjib Kumar Dan

..... for the State

1. Heard the learned Counsels for the parties.
2. We have considered the materials on record. Evidence of the minor implicates the petitioner in the offence of penetrative sexual assault. Bail prayer of the petitioner was rejected earlier on merits. Accordingly, we are not inclined to grant bail to the petitioner.
3. Application for bail is, thus, rejected.
4. Trial court is directed to expedite the trial and conclude the same at an early date without granting unnecessary adjournment to either of the parties.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)