

01.12.2023.
28.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 4130 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Sagar P. S. Case No.186 of 2020 dated 11.12.2020 under Sections 363/365/34 of the Indian Penal Code and Section 4 of the POCSO Act.

In the matter of : **Subrata Jana.**

... Petitioner.

Ms. Subhasree Patel,
Mr. Saikat Mondal.

...for the Petitioner.

Mr. P. K. Datta, Id. A.P.P.,
Mr. Santanu Deb Roy.

...for the State.

1. Petitioner submits victim has been examined. He renews his bail prayer.
2. Learned Advocate for the State opposes the bail prayer.
3. We have considered the materials on record. Minor victim has supported the case of penetrative sexual assault. Trial is in progress.
4. In view of the gravity of offence, we are not inclined to grant bail to the petitioner at this stage.
5. Accordingly, the prayer for bail of the petitioner is rejected.
6. We request the Trial Court to conclude the trial as expeditiously as possible following the mandate under Section 35(2) of the POCSO Act.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)