

01.12.2023
Sl. No.48
akd
[Rejected]

C. R. M. (DB) 4322 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 26.10.2023 in connection with Taltala Police Station Case No.96 dated 19.07.2022 under Sections 120B/170/365/395/466/467/471/34 of the Indian Penal Code. (G.R. Case No.639 of 2022)

And

In Re: ***Prem Kumar Singh @ Prem @ PK***

... .. Petitioner

Mr. Jyotirmoy Talukdar

... .. for the petitioner

Mr. Pravas Bhattacharya

Mr. Mirza Firoj Ahmed Begg

... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for more than a year. It is further submitted petitioner has been falsely implicated. Accordingly, he prays for bail.
2. Learned Advocate for the State opposes the prayer for bail and submits bail prayer of co-accused viz. Amiya Upaddhyay was rejected in November, 2023.
3. We have considered the materials on record. Petitioner has been identified in Test Identification Parade. Stolen cash was also recovered from his possession. In view of the incriminating materials on record and the daring dacoity committed by the petitioner and co-accused under the guise of being police personnel, we are of the opinion this is not a fit case to grant bail to the petitioner at this stage.
4. The application for bail is thus rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

