

23.11.2023
tkm/ct 28
sl no. 47

C.R.M. (DB) 4405 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Gangnapur PS case no. 202 of 2022 dated 15.5.2022 under sections 448/323/506/509/34 IPC and section 6 of the POCSO Act

And

In Re : Utpal Roy

...petitioner

Mr. S Bhattacharyya

..... for the petitioner

Mr. Binay Panda

Ms. Puspita Saha

..... for the State

1. Heard learned lawyers for the parties.
2. We have considered the materials on record. Statement of the minor victim shows she had been subjected to penetrative sexual assault. Charge has been framed but the vulnerable witness is yet to be examined.
3. Under such circumstances and in view of the gravity of offence, we are not inclined to grant bail to the petitioner.
4. Accordingly, prayer for bail is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)