

19.12.2023.
109.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 4503 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Pandua P. S. Case No.247 of 2023; Charge Sheet 353 of 2023 dated August 07, 2023 arising out of FIR dated May 09, 2023 under Sections 363/365/364A/120B of the Indian Penal Code.

In the matter of : **Subhasis Tribedi @ Raja & Anr.**
... Petitioners.

Mr. Naba Kr. Das,
Mr. D. Ghosh Dastidar,
Mr. D. Roy Chowdhury.

...for the Petitioners.

Mrs. Anasuya Sinha,
Ms. Pritha Paul.

...for the State.

1. Petitioners contend petitioner No.2 is a lady and suffering from various ailments. She did not play any role in the crime. They pray for bail.

2. Learned Advocate for the State opposes the bail prayer.

3. We have considered the materials on record. CDRs collected during investigation show the tower location of both the petitioners at the place where the minor child was kidnapped and also at the place where he had been left. Various incriminating articles were also recovered from the residence of the petitioners.

4. In view of the aforesaid incriminating materials, it is difficult to accept the submission of the learned

Advocate that petitioner no.2 was not present at the place of occurrence when the victim was kidnapped.

5. Under such circumstances and in view of gravity of offence, we are not inclined to grant bail to the petitioners at this stage.

6. Accordingly, the prayer for bail of the petitioners is rejected.

7. In light of the submission that petitioner no.2 is suffering from various ailments, we direct the Correctional authorities to extend all necessary medical treatment to her.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)