

20.12.2023
Sl. No.77
akd
[Rejected]

C. R. M. (DB) 4589 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 23.11.2023 in connection with Pukhuria Police Station Case No.335 of 2022 dated 13.08.2022 under Sections 498A/302/201/34 of the Indian Penal Code. (G.R. Case No.2165 of 2022)

And

In Re: **Nasir Ali**

... .. Petitioner

Mr. Kallol Mondal
Mr. Krishan Ray
Ms. Roma Roy

... .. for the petitioner

Mr. Abhra Mukherjee
Ms. Manisha Sharma

... .. for the State

1. Heard the learned Advocates appearing for both the parties.
2. We have considered the materials on record. Bail prayer of the petitioner had been turned down in March, 2023. There are statements that petitioner had accompanied the deceased wife to a fair. Thereafter, her dead body was recovered. No explanation with regard to the cause of death is forthcoming. Co-accused who are relations of the deceased have been granted pre-arrest bail presumably on the contention that they were roped in by an overzealous complainant. Petitioner-husband does not stand on the same footing with the said co-accused. Keeping in mind the aforesaid facts and gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.
3. The application for bail is thus rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

