

27.02.2023

Sl. No.113

akd

[Rejected]

IN THE HIGH COURT AT CALCUTTA

Circuit Bench at Jalpaiguri

C. R. M. (DB) 112 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 06.02.2023 in connection with Falakata Police Station Case No. 337 of 2021 dated 09.07.2021 under Sections 448/323/376D of the Indian Penal Code. (G.R. Case No.1230 of 2021)

And

In Re: ***Budhu Munda***

... .. Petitioner

Mr. Sudip Guha

... .. for the petitioner

Mr. Aditi Sankar Chakraborty .. Id. Addl. Public Prosecutor

Mr. Sagnik Sankar Sikdar

... .. for the State

Petitioner renews his prayer for bail. It is submitted on behalf of the petitioner that he is in custody for about one year and seven months.

Learned Additional Public Prosecutor opposes the prayer for bail.

We have considered the materials on record. Statement of the victim implicates the petitioner in the offence of gang rape. His bail prayer was rejected earlier on merits. Vulnerable witness has not yet been examined. Hence, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is thus **rejected**.

(Subhendu Samanta, J.)

(Joymalya Bagchi, J.)

