

05.6.2023
Court No.01
Item No. 30
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CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI

CRM (DB) 251 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure in connection with New Jalpaiguri Police Station Case No. 224 of 2022 dated 09.03.2022 under Section 4 of the Protection of Children from Sexual Offences Act, 2012.

And

In Re: **Muzammail Hossain @ Hussain @ Raja**
.... **Petitioner**

Mr. Partha Pratim Sarkar		
Ms.Rupa Basu		
Mr. Sandip Guha Roy	...	For the Petitioner
Mr. Saikat Chatterjee		
Mr. Dhiman Sil	...	For the State

Learned counsel appearing for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. He is in custody since 9th March, 2022.

Learned counsel appearing for the State opposes the prayer for bail. It is also submitted that the petitioner is married.

On consideration of the statement of the victim under Section 164 of the Code of Criminal Procedure read with the medical examination report, we are not inclined to grant bail to the petitioner at this stage.

The application for bail of the petitioner is rejected. CRM 251 of 2023 is accordingly, disposed of.

Learned Trial Judge is requested to expedite the trial and conclude the same within a reasonable time without granting any unnecessary adjournment to either of the parties, unless it is avoidable.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Raja Basu Chowdhury, J.)

(Soumen Sen, J.)