

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

14.08.2023
Court No.1
(D/L 07)
(AK)

CRM (DB) 422 OF 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure, 1973 in connection with Dhupguri Police Station Case No.501 of 2021 dated 29.11.2021 under Section 448/376AB/506 IPC read with Section 6 of POCSO Act, 2012.

And

In the matter of: **Ramjan Ali**

... Petitioner.

Mr. Jaydeep Kanta Bhowmik
Mr. Tushar Debnath
Ms. Rikta Sarkar

... for the petitioner.

Mr. Kallol Acherjee
Mr. Sagnik Sankar Sikdar

... for the State.

It is submitted on behalf the petitioner that the accused person is in custody since for a considerable period of time. Learned counsel draws our attention about the decision of a coordinate Bench passed in the similar case. Relying on such decision learned counsel prays for bail.

Learned counsel appearing for the State vehemently opposes the prayer for bail and draws our attention about the particular pages contained in the case diary.

We have considered the submissions advanced by both the parties and peruse the Case Diary including the statement of the

victim under Section 164 of the CrPC as well as the medical document annexed to the Case Diary.

Considering the entire material placed before us and the involvement of the accused with the alleged offence, we are not inclined to enlarge the accused on bail and the same is rejected at this stage.

Thus, C.R.M.(DB) 422 of 2023 is hereby disposed of.

(PRASENJIT BISWAS, J.)

(MOUSHUMI BHATTACHARYA, J.)