

29.01.2024

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rejected

C.R.M.(DB) No. 245 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kultali Police Station Case No. 691 of 2023 dated 01.11.2023 under Sections 376 (AB) of the Indian Penal Code read with Section 6 of the POCSO Act, 2012.

And

In Re : Prasenjit Mondal @ Prosenjit Mondal
.... Petitioner

Mr. Bapin Baidya
....for the petitioner

Mr. Neguive Ahmed, APP
Ms. Sonali Bhar,
..... for the State

1. We have considered the materials on record.
2. Victim is a minor. Her statement implicates the petitioner in the offence of penetrative sexual assault. Victim is yet to be examined.
3. Considering the gravity of the offence, materials on record and as the vulnerable witness has not been examined, we are not inclined to grant bail to the petitioner.
4. The application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)