

01.02.2024.
30.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 292 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Hanskhali P.S. Case No.853 of 2021 dated 22.12.2021 under Sections 363/365/323/506(2)/376(3)/120B of the Indian Penal Code read with Section 6 of the POCSO Act.

In the matter of : **Abhay Kumar Biswas.**

... Petitioner.

Ms. Minoti Gomes,
Ms. Dona Sanyal.

...for the Petitioner.

Mr. Soumik Ganguli.

...for the State.

1. Petitioner contends he is in custody for 769 days.

Accordingly, he prays for bail.

2. Learned Advocate for the State opposes the bail prayer.

3. We have considered the materials on record. Minor victim has implicated the petitioner in the offence of penetrative sexual assault. Petitioner and others had threatened the witnesses. Trial is in progress.

4. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

5. Accordingly, the prayer for bail of petitioner is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)