

07.02.2024
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rejected

C.R.M.(DB) No. 383 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Chapra Police Station Case No. 629 of 2022 dated 03.11.2022 under Section 363/365 of the Indian Penal Code and Section 6 of the POCSO Act.

And

In Re : Faruk Sekh petitioner

Mr. Kusal Kumar Mukherjee

Mr. Narattam Acharyya

....for the petitioner

Mrs. Anasuya Sinha

Ms. Mousumi Sarkar

... for the State

1. Heard the learned Counsels for the parties.

2. We have considered the materials on record.

Petitioner is alleged to have subjected the victim to penetrative sexual assault. Trial is in progress. Bail prayer of the petitioner was rejected in August, 2023. Nothing is placed before us to show delay in the matter is at the behest of the prosecution. Hence, we are not inclined to grant bail to the petitioner at this stage.

3. Application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)