

05.03.2024

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rejected

C.R.M.(DB) No. 695 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Naopara Police Station Case No. 193 of 2023 dated 03.08.2023 under Sections 326/307/201/120B/34 of the Indian Penal Code read with Sections 25(1-B)(a)/27/35 of the Arms Act.

And

In Re : Akash Thakur petitioner

Mr. Amit Ranjan Pati

....for the petitioner

Ms. Sreyashee Biswas

... for the State

1. Learned Counsel for the petitioner submit he is in custody for more than 200 days. There is nothing on record to show he had fired at the victim. He prays for bail.

2. Learned Counsel for the State opposes the bail prayer and submits presence of the petitioner was recorded in the CCTV footage collected during investigation. He was also identified in the course of test identification parade.

3. We have considered the materials on record. CCTV footage collected during investigation shows petitioner was present at the place of occurrence. He was identified by witnesses during test identification parade. Bail prayer of co-accused Rana Mondal has been turned down by this Court in February, 2024. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

4. Application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)