

22.03.2024.
46.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 913 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection Domkal P.S. Case No.135 of 2023 dated 02.03.2023 under Sections 376AB of the Indian Penal Code and Section 6 of the POCSO Act.

In the matter of : **Abdur Rajjak Mondal @ Abdul Rajjak Mondal @ Abdul Razzak Mondal @ Raja.**
... Petitioners.

Mr. Debanshu Ghorai,
Mr. Anisur Rahman.
...for the Petitioners.

Ms. Zareen N. Khan,
Ms. Trina Mitra.
...for the State

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Victim is a six year old girl. She was subjected to penetrative sexual assault by the petitioner. It is contended there was prior enmity between the parties. But no contemporaneous report to appropriate authorities relating to prior quarrel is placed on record.
3. Under such circumstances and in view of gravity of offence, we are not inclined to grant bail to the petitioner.
4. Accordingly, the prayer for bail of the petitioner is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)