

04.04.2024.
35.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 929 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection Bhadreswar P.S. Case No.481 of 2019 dated 31.12.2019 under Sections 376(2)(f)(i)/506 of the Indian Penal Code and Section 4 of the POCSO Act.

In the matter of : **Md. Soyeb @ Soheb @ Md. Soheb.**
... Petitioner.

Mr. Suman Chakraborty.
...for the Petitioner.

Mr. Saryati Datta,
Md. Ejaz Akhter.
...for the State.

1. Petitioner is in custody for more than four years. Accordingly, he prays for bail.
2. Learned Advocate for the State opposes the bail prayer. He submits trial is at its fag end.
3. We have considered the materials on record. Victim (PW 7) has supported the prosecution case of penetrative sexual assault. Offence, if proved, would attract 20 years rigorous imprisonment.
4. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.
5. Accordingly, the prayer for bail of the petitioner is rejected.

6. Trial court is requested to expedite the trial and conclude the same at an early date without granting unnecessary adjournment to either of the parties.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)