

12.04.2024
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rejected

C.R.M.(DB) No. 1079 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Lalgarh Police Station Case No. 80 of 2023 dated 16.10.2023 under Sections 341/325/302/34 of the Indian Penal Code.

And

In Re : Debendra Bhui petitioner

Mr. Sourav Chatterjee
Mr. Soumyajit Das Mahapatra
Ms. Madhurai Sinha

....for the petitioner

Mrs. Amita Gaur
Mr. Asif Dewan

....for the State

1. Learned Counsel for the petitioner submits he is in custody for 177 days. It is also submitted there was a free fight between the parties over measurement of land. Case and counter case were registered. Co-accused Bidhan Bhui has been enlarged on bail. Accordingly, he prays for bail.

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

3. We have considered the materials on record. Petitioner dealt a fatal blow on the deceased. He does not stand on the same footing with co-accused who have been enlarged on bail. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

4. The application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)