

26.04.2024
Sl. No.19
akd
[Rejected]

C. R. M. (DB) 1083 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 14.03.2024 in connection with Sheoraphuli GRPS Case No.24 of 2022 dated 06.10.2022 under Sections 341/323/302/34/354 of the Indian Penal Code and Sections 7/8 of the POCSO Act.

And

In Re: **Sk. Raja**

... .. Petitioner

Mr. Sukanta Chakraborty
Mr. Anindya Halder

... .. for the petitioner

Mr. Rudradipta Nandy .. Id. Addl. Public Prosecutor
Mr. Asraf Mandal

... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for about 563 days. No witness has been examined. Petitioner has been falsely implicated. Accordingly, he prays for bail.
2. Report is placed on record.
3. Learned Additional Public Prosecutor opposes the prayer for bail.
4. We have considered the materials on record. Allegations involve sexual assault on a minor. As a result she committed suicide. Report shows on the last occasion witness was present but defence had taken adjournment. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.
5. The application for bail is thus rejected.
6. Trial court is directed to expedite the trial and conclude the same at an early date.
7. Parties shall communicate a copy of this order to the trial court for due compliance.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

