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sdas
rejected

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Harwood Point Coastal Police Station Case No. 189 of 2023 dated 29.05.2023 under Sections 447/376AB of the Indian Penal Code and Section 6(1) of the POCSO Act.

Mr. Gobinda Chandra Baidya
....for the petitioner

1. Learned Counsel for the petitioner submits he is an elderly person. He is in custody for 315 days. He prays for bail.

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

3. We have considered the evidence of the minor child. She alleges penetrative sexual assault by the petitioner. Offences if proved would attract a minimum sentence of twenty years imprisonment. Accordingly, we are not inclined to grant bail to the petitioner at this stage.

4. Application for bail is, thus, rejected.

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

(Joymalya Bagchi, J.)