

19.04.2024.
28.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 1211 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Monteswar P.S. Case No.194 of 2023 dated 06.04.2023 under Section 376AB of the Indian Penal Code and Section 6 of the POCSO Act.

In the matter of : **Dhirugopal Banerjee @ Dhiru Gopal Banerjee.**

... Petitioner.

Mr. Aniruddha Bhattacharyya,
Ms. Anuskha Bose,
Mr. Uttam Mukherjee.

...for the Petitioner.

Mrs. Sonali Das,
Mr. Sobhan Gani.

...for the State.

1. Heard the learned Advocates for the parties.
2. We have considered the materials on record. Evidence of the minor implicates the petitioner in the offence of penetrative sexual assault. Offence, if proved, would attract a minimum sentence of 20 years of rigorous imprisonment.
3. Under such circumstances, in view of gravity of the offence and as trial is in progress, we are not inclined to grant bail to the petitioner at this stage.
4. Accordingly, the prayer for bail of the petitioner is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)