

23.04.2024
Serial no. 3
[G.S.D]

CRM (SB) 46 of 2024

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Khanakul P.S. Case No. 440 of 2023 dated 01.7.2023 under sections 341/448/427/354(B)/506/34 of the IPC, 1860 and Section 8 of the POCSO Act.**

-And-

In the matter of : Sk. Miraj Ali @ Sk. Siraj

... .. Petitioner

Mr. Niladri Sekhar Ghosh
Ms. Sompurna Chatterjee
Mr. Sourov Mondal
Ms. Labani Sikder
Mr. Rony Mondal

... for the petitioner

Mr. Rana Mukherjee
Ms. Sonali Bhar ... for the State

Ld. Advocate for the petitioner submits that the petitioner is in custody for about 48 days and the investigation of the case has already been completed.

According to the Id. Advocate, there is hardly any scope for the investigating agency to further interrogate the present petitioner, as such, he may be released on bail.

Ld. Advocate for the State has produced the Case Diary and has drawn the attention of the Court to the statement of the witnesses including the statement of the victim under section 164 of the Cr.P.C.

Having considered the nature of the allegations, I am of the view that the prayer for bail of the petitioner, at this stage, cannot be granted and the same is rejected.

Hence, the prayer for bail of the petitioner is **Rejected.**

The petitioner is granted liberty to approach this court after the evidence of the victim is over.

Accordingly, CRM (SB) 46 of 2024 is disposed of.

Pending application, if any, is also disposed of.

Case Diary be returned to the Id. Advocate for the State.

The Envelope containing the service upon the o.p. no.2 be kept with the record.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Tirthankar Ghosh, J.)

