

01.05.2024
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rejected

C.R.M.(DB) No. 1362 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Debra Police Station Case No. 448 of 2020 dated 20.10.2020 under Sections 461/379 of the Indian Penal Code and subsequently charge-sheet submitted under Sections 461/379/395 of the Indian Penal Code.

And

In Re : Rohis Khan @ Mustak @ Mullaji @ Rohish Khan
.... petitioner

Mr. Arnab Chatterjee
Ms. Dhanasree Biswas
Ms. Poulami Bose

....for the petitioner

Mr. Tanmoy Kumar Ghosh
Mr. Nazmut Touhid

... for the State

1. Learned Counsel for the petitioner submits he is in custody for more than three years. It is also submitted most of the witnesses have not identified the petitioner in test identification parade. He renews his bail prayer.

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

3. We have considered the materials on record. Petitioner has been identified by one witness during test identification parade as well as court. His fingerprints were found at the place of occurrence. Trial has substantially progressed. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

4. Application for bail is, thus, rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)