

03.09.2024
Item no. 24.
Court No.28.
AB
(Rejected)

CRM (DB) 2550 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure, 1973/Under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Uttarpara Police Station Case No.141 of 2024 Dated 2.4.2024 under Sections 376(2)(n)/120B/506 of the Indian Penal Code and Section 6 of the POCSO Act

And

In the matter of : Arnab Chatterjee

.....Petitioner.

Mr. Achyut Basu,
Ms. Punam Basu,
Mr. Rupchand Chakraborty
Mr. Srikumar Chakraborty
Mr. Tirthankar Ghosal
Ms. Pritha Biswas

.....for the Petitioner.

Mr. Iqbal Kabir
Mr. Sobhan Gazi

.....for the State.

Mr. Prantick Ghosh,
Mr. Siddhartha Sarkar
Mr. Prasad Bhattacharya

.....for the Defacto complainant.

Dictated by Arijit Banerjee, J.

1. The petitioner says that he has been falsely implicated. He has no connection with the alleged offence. He is languishing in judicial custody for more than 150 days. Investigation is complete and charge sheet has been submitted. There is no need to detain him in custody any further.
2. Opposing the prayer for bail, learned State Counsel and learned Advocate for the defacto complainant draw our

attention to the statement of the victim girl recorded under Section 164 Cr.P.C. She vividly narrates the alleged incident, which is, to say the least, heinous. The medical report also supports the prosecution case.

3. In view of the prima facie incriminating material against the petitioner, we are not inclined to allow his prayer for bail.
4. The prayer for bail is, accordingly, rejected.
5. CRM (DB) 2550 of 2024 is dismissed.
6. All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Arijit Banerjee, J.)

(Prasenjit Biswas, J.)