

CRM (DB) 2776 of 2024

In re: An application for bail under Section 439 of the Code of Criminal Procedure/483 of BNSS in connection with **Burdwan Police Station** Case No. **414 of 2020** dated **02.07.2020** under Sections **302/380/411** of the Indian Penal Code.

- A n d -

In the matter of : Ranit Dutta

.... Petitioner.

Mr. Uday Sankar Chattopadhyay,
Mr. Rajarshree Tah,
Mr. Trisha Rakshit,

... For the Petitioner.

Ms. Sreyashee Biswas,
Ms. Rajnandidi Das,

... For the State.

1. Heard learned lawyers for both the parties.
2. The petitioner is in custody for four years. He prays for bail. He contends his identification in court is unreliable as the witness deposed the petitioner was shown to him at the police station.
3. Learned Advocate for the State opposes the bail prayer.
4. We have considered the materials on record. The petitioner is alleged to have murdered and robbed the victim. Offences, if proved, would attract mandatory life imprisonment. PW 1 identified the petitioner during trial. It is trite identification in court is substantive evidence and its impact is to be assessed in the backdrop of other relevant materials on record.
5. In view of the aforesaid incriminating evidence and gravity of offence, we are not inclined to enlarge the petitioner on bail.
6. CRM (DB) 2776 of 2024 is, thus, dismissed.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)