

68.
23-12-2024
(ct. no.29)
debajyoti
(rejected)

CRM (DB) 3202 of 2024

In re: An application for bail under Section 439 of the Code of Criminal Procedure/Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Dum Dum Police Station Case No.618 of 2022 dated 25-08-2022 under Section 326A of the Indian Penal Code.

- A n d -

In the matter of : Mantu Singh

.... Petitioner.

Mr. S. Burman,
Mr. V. Paswan

... For the Petitioner.

Mr. Anand Keshari,
Ms. Trina Mitra

... For the State.

Dictated by Partha Sarathi Sen, J.

1. It is submitted on behalf of the petitioner that considering the fact that the present accused petitioner has been falsely implicated in the instant case and also considering the long detention of the present accused petitioner, the instant bail application may be considered favourably.

2. Learned advocate for the State opposes the prayer for bail. It is submitted that the present accused petitioner is the sole accused and at present, the recording of evidence of the victim boy (the vulnerable witness) is going on.

3. Considering the serious nature of crime and also considering the fact that as on this date, the evidence of the victim boy has not yet been completed, we are not inclined to exercise our discretion under Section 439 of the Code of Criminal Procedure/Section 483 of the BNSS. The prayer of the petitioner for bail is considered and rejected.

4. The application for bail is, thus, **dismissed**.

5. All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

6. Criminal Section is directed to supply certified copies of this order to the parties, if applied for, upon compliance of all necessary formalities.

(Partha Sarathi Sen, J.)

(Arijit Banerjee, J.)