

06.11.2024.
103.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 3382 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure corresponding to Section 483 of the BNSS, 2023 in connection with Kaliyaganj P. S. Case No.506 of 2023 dated 29.11.2023 under Sections 447/341/325/326/307/506/302/34 of the Indian Penal Code.

In the matter of : ***Nazrul Islam.***

... Petitioner.

Ms. Sananda Bhattacharyya,
Ms. Busra Khatoon.

...for the Petitioner.

Mr. Joydeep Royt, Id. Jr. Govt. Adv.,
Mr. Samarjit Balial.

...for the State.

Mr. Sagnik Bhattacharya,
Md. Sahinuzaman.

...for the de-facto complainant.

1. Petitioner contends one of the eyewitnesses has not named him in court. Accordingly, he renews his bail prayer.

2. Learned Advocate for the State opposes the bail prayer. He submits there are other eyewitnesses who are yet to be examined.

3. We have considered the materials on record. Bail prayer of the petitioner was rejected earlier on merits. Though one of the eyewitness has not named the petitioner, there are other eyewitnesses who have named him in their statements before police. They are yet to be examined.

4. Given this situation, we are of the opinion it may not be prudent to release the petitioner on bail at this stage.

5. Accordingly, the prayer for bail of the petitioner is rejected.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)