

14.11.2024
Sl. No.90
akd
[Rejected]

C. R. M. (DB) 3749 of 2024

In Re: An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed on 06.11.2024 in connection with Jiaganj Police Station Case No.30 of 2024 dated 08.02.2024 under Sections 363/365/34 of the Indian Penal Code. (G.R. Case No.443 of 2024)

And

In Re: ***Nirmal Sarkar***

... .. Petitioner

Mr. Navanil De
Mr. Shoumilya Majumder

... .. for the petitioner

Mr. Debasis Roy .. Id. Public Prosecutor
Mr. Arijit Ganguly
Mr. Kaushik Kundu

... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for about 38 days. Accordingly, he prays for bail.
2. Learned Advocate for the State opposes the prayer for bail and submits victim is yet to be recovered.
3. We have considered the materials on record. Victim is yet to be recovered. Under such circumstances, we do not consider it prudent to enlarge the petitioner on bail at this stage.
4. The application for bail is thus rejected.
5. However, in view of the quality of investigation conducted by the Investigating Agency, we direct the investigation to be conducted by a superior officer attached to the Anti Human Trafficking Unit (AHU).
6. Parties shall communicate a copy of this order to the ADG, CID for due compliance.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

