

06.12.2024

Item No.4

Ct.No.34

rc.

Rejected

C.R.M. (SB) 158 of 2024

In Re : An Application for bail under Section 483 of Bharatiya Nagarik Suraksha Sanhita 2023 filed in connection with Tamluk Police Station Case No. 597 of 2024 dated 12th July, 2024 under Section 303(2) of the Bharatiya Nyaya Sanhita, 2023.

And

In Re : **Uttam Kumar Maity**

... Petitioner.

Mr. Amal Krishna Samanta

... for the Petitioner.

Mr. Arijit Ganguly

Mrs. Trina Mitra

... for the State.

Learned counsel for the petitioner submits that the petitioner is in custody for 170 days. Charge sheet has been submitted. The complaint demonstrates that the alleged offence was committed by a lame person. The petitioner is not lame.

Referring to the memo of evidence, learned counsel for the State submits that the accused/petitioner has committed the same offence within a span of six (6) days. He has been identified by one of the witnesses in TI Parade.

Considering the material on record as well as the nature of offence, I am not inclined to release the petitioner on bail at this stage.

The prayer for bail be rejected.

Case Diary is returned.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)