

1 10.01.2024
(AD) Court No.29
(Rejected)

C.R.M. (DB) 4703 of 2023
(Assigned)

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Beliaghata** P.S. Case No.**05 of 2022** dated **22.01.2022** under Sections **120B/395/397/307** of Indian Penal Code read with Sections **25(1B)(a)/27** of the Arms Act, 1959 thereafter charge sheeted being Charge Sheet No.25 of 2023 dated 20.04.2022 under Sections **120B/395/397/307** of the Indian Penal Code read with Sections **25(1B)(a)/27** of the Arms Act, 1959. S.T. Case No.1(05)of 2023.

And

In the matter of: Sadique Hossain @ Guddu.

....petitioner.

Mr. Arkadyuti Pahari
Mr. Soham Kumar
Mr. Kaustav Das
Mr. Gaurab Bhar
Mr. Abdul Kalam Chowdhury

...for the petitioner.

Mr. Binay Panda, Ld. APP
Ms. Sima Biswas

... for the State.

Mr. Sourav Chatterjee
Mr. Antarikhya Basu
Mr. Anirban Dutta
Ms. Madhumita Basak

... for the de facto complainant.

Leave granted to correct paragraph 16 of the application.

Petitioner prays for bail.

Learned Advocate appearing for the petitioner submits that the petitioner is in custody in excess of one year. Charges were framed. Petitioner was not identified Test Identification Parade. Excepting the articles for personal use nothing was recovered.

State and the de facto complainant are represented.

We perused the materials in the case diary.

Petitioner was identified in a Test Identification Parade.

There are articles seized from the possession of the

petitioner.

Articles seized were also identified.

Petitioner stands implicated in commission of heinous offences.

Prayer for co-accused who stands on the same footing was turned down on two different occasions.

In such circumstances, we are unable to grant bail to the petitioner.

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

C.R.M. (DB) 4703 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)