

16.01.2024  
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rejected

C.R.M.(DB) No. 4846 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Santipur Police Station Case No. 784 of 2021 dated 05.10.2021 under Sections 395/412 of the Indian Penal Code.

And

In Re : Subrata Roy @ Tera @ Takla @ Tera Subrata .... Petitioner

Mr. Sumanta Das

....for the petitioner

Mr. Bidyut Kumar Roy

Mr. Goutam Wilson

..... for the State

1. Heard the learned Counsels for the parties.

2. We have considered the materials on record. Petitioner was identified in the course of test identification parade examination. He does not stand on the same footing with co-accused who has been enlarged on bail. The said co-accused had not been identified during test identification parade examination. Under such circumstances and in view of nature of offence, we are not inclined to grant bail to the petitioner.

3. The application for bail is, thus, rejected.

**(Gaurang Kanth, J.)**

**(Joymalya Bagchi, J.)**