

42
sdas
rejected

C.R.M.(DB) No. 4848 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Rahara Police Station Case No. 281 of 2021 dated 09.08.2021 under Section 376(AB) of the Indian Penal Code and Sections 3(a)/4/6 of the POCSO Act.

And

In Re : Sri Achin Dutta

.... Petitioner

Mr. Debasis Kar

....for the petitioner

Mr. Swapan Banerjee

Ms. Sujata Das

..... for the State

1. Heard the learned Counsels for the parties.
2. We have considered the materials on record. Minor victim had been subjected to penetrative sexual assault. She is yet to be examined. Hence, we are not inclined to grant bail to the petitioner.
3. The application for bail is, thus, rejected.
4. Trial court is directed to expedite the trial and examine the victim at the earliest.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)