

17.07.2025

16
jb.
jdt.

C.R.M. (M) 227 of 2025

In Re : An Application under Section 439 of the Code of Criminal Procedure/under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Ghola Police Station Case No. 588 of 2021 dated 9th September, 2021 under Sections 323/326/307/34 of the Indian Penal Code read with Section 35 of Juvenile Justice (Care and Protection of Children) Act.

And

In Re : Partha Dey

Mr. Nilanjan Adhikari
Mr. Nitin Sharma

... For the Petitioner.

Mr. Sandip Chakraborty
Ms. Madhumita Basak

... For the State

Heard learned counsels for the parties.

Learned counsel for the petitioner submits that the petitioner is in custody for more than 200 days. Charge sheet has been submitted. Witness action is yet to commence. The petitioner prays for bail.

Learned counsel for the State opposes the prayer.

I have considered the material on record. An 11 year old boy was mercilessly tortured by the petitioner who is the step father of the boy. The child has implicated the petitioner in his statement under Section 164 of the Code of Criminal Procedure.

Considering the gravity of the offence and prima facie involvement of the petitioner therein, prayer for bail is rejected at this stage.

The application for bail is disposed of.

Case diary be 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.)