

19.02.2025
Item No.50
Court No. 26
CHC
Rejected

CRM (DB) 4177 of 2024

In re : An Application for **Bail** under Section 439 of the Code of Criminal Procedure, 1973/under Section **483** of the Bharatiya Nagarik Suraksha Sanhita, 2023, in connection with **Hanskhali** Police Station Case No. **185 of 2024** dated **14.03.2024** under Sections **376(ii)(N)/376(iii)/506** of the Indian Penal Code, 1860 adding Section 376(D) of the Indian Penal Code, 1860 and under Section 6/10 of Protection of Children from Sexual Offences Act, 2012.

-And-

In the matter of : **Lablu Munirishi**

... ..**Petitioner**

Ms. Sananda Bhattacharyya, Advocate
... .. For the Petitioner

Mr. Joydep Biswas, Advocate
Ms. Afreen Begum, Advocate
... ..For the State

1. Trial is in progress.
2. Out of 11 prosecution witnesses, 5 were examined.
3. One of the prosecution witnesses at least implicates the petitioner in penetrative sexual assault on a minor.
4. This finding we return at the invitation of the petitioner since we are requested to evaluate the evidence led at the trial at the stage of grant bail to the petitioner.
5. Desirability to enlarge the petitioner on bail is not felt given the materials on record.
6. Prayer for bail of the petitioner is **rejected**.

7. CRM(DB) 4177 of 2024 is **dismissed**.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)