

29.09.2020

Court No. 9
Item No. 5(DL)
abhar/bdatta

CRM 7089 of 2020
With
CRAN 1 of 2020

(Via Video Conference)

In Re: An application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with Chakdah Police Station Case No. 49 of 2015 dated 15.01.2015 under Sections 420/406/506/409 of the Indian Penal Code.

and
In the matter of: Sumanta Modak.
... Petitioner
Mr. Suvadip Bhattacharjee.
.....for the Petitioner
Mr. Sudip Ghosh,
Mr. Apurba Kr. Dutta.
..... For the State

The learned advocate for the petitioner undertakes to affirm and stamp the petition/application as per Rules within 48 hours of resumption of normal functioning of the Court. Subject to such undertaking, the application is taken up for hearing through video conference.

The application being CRAN 1 of 2020 is accordingly disposed of.

The learned advocate for the petitioner submits that he was the director of the company for a brief period and has been unnecessary entangled in connection with the aforesaid case and is languishing in jail for more than 700 days. He further submits that though the charge sheet has been submitted but there is no progress in the case.

The learned advocate appearing for the State opposes the prayer for bail. It is submitted that the petitioner is wanting in connection with several other cases and, in fact, he has been arrested in connection with the other case and shown arrested in connection with the instant case. He further submits that the charge sheet has already been submitted.

After hearing the respective submissions and considering the complicity of the petitioner and the antecedent that he is accused in several other cases of the similar nature, we do not think that it is a fit case where the petitioner should be enlarged on bail. Accordingly, the prayer for bail is rejected.

The application for bail being C.R.M. 7089 of 2020 is dismissed.

(Hiranmay Bhattacharyya, J.)

(Harish Tandon, J.)