

16.10.2020

Item no. 29

Ct.11

CHC

**Rejected**

**C.R.M. No.7910 of 2020**

**(Via Video Conference)**

In Re:- An application for bail under section 439 of the Code of Criminal Procedure in connection with Canning Police Station Case No. 401 of 2014 dated 15.08.2020 under Section 302 of the Indian Penal Code.

And

In the matter of:-

Sahajuddin Sardar @ Natak

... Petitioner

Mr. Arnab Saha

.. for the petitioner

Mrs. Amita Gaur

..for the State

The party/parties is/are represented in the order name/names as printed above in the cause-title.

Mr. Arnab Saha, learned counsel appearing for the petitioner, prays for bail on the ground that the trial of the case has been substantially delayed.

Mr. Saha relies on several dates during which proceedings could not be concluded and also had to be restarted. The

judgement, according to learned counsel for the petitioner, has not been delivered in spite of lapse of seven days.

Mrs. Gaur, learned counsel appearing for the State, submits that today was fixed for delivery of judgement. However, due to the non-availability of the Presiding Officer of the concerned Court the judgement could not be delivered.

Having considered all aspects of the matter, this Court directs the learned Trial Court to deliver the judgement and complete all formalities connected thereto without delay upon reopening of the Courts after the long Puja Vacation of 2020.

The prayer for bail accordingly stands refused.

**CRM 7910 of 2020** stands thus **disposed of**.

Urgent xerox certified copy of this order if applied for be given to the parties subject to compliance with all requisite formalities.

**(Subhasis Dasgupta, J.)**

**(Subrata Talukdar, J.)**

