

10-11-2020
Subrata/Rajib
item no. 9
rejected

IN THE HIGH COURT AT CALCUTTA
Criminal Miscellaneous Jurisdiction

C.R.M. No.8729 of 2020
Bappaditya Chatterjee
-vs-
The State of West Bengal

In Re: Application under section 439 CrPC in connection with Special Case No.219 of 2019 arising out of Patuli P. S. Case No. 193 of 2019 dated October 19, 2019 under sections 6 of Protection of Children from Sexual Offences Act.

Mr. Mrityunjoy Chatterjee ...for the petitioner

Mr. Z.N. Khan
Mr. M.F.A. Begg ... for the State

The petitioner undertakes to affirm and stamp the petition as per the Rules within 48 hours of resumption of normal functioning of the court. The petition is taken up through video-conference on the basis of such undertaking.

The petitioner complains of being in custody for more than 400 days without any trial being conducted.

If the petitioner lives on the same planet which has been hit by the pandemic, the petitioner would have realised that the normal business has remained suspended across the globe for the best part of the year. It is unjustified to expect criminal trials to be conducted in the present atmosphere.

Considering the material against the petitioner, particularly the statement of the minor survivor, the prayer for bail is rejected.

CRM No.8729 of 2020 is disposed of.

[Arijit Banerjee, J]

[Sanjib Banerjee, J]

