

C.R.M. 10152 of 2020

In the matter of : An application for bail under section 439 of the Code of Criminal Procedure in connection with Beliatore P.S. Case No. 83 of 2019 dated 07.11.2019 under sections 302/120B of the Indian Penal Code.

And

In the matter of : Ajoy Mandal @ Ajay Mondal & Anr.

Mr. Sarwar Jahan

... ... for the petitioners

Mr. Neguive Ahmed, APP

Ms. Amita Gaur

... ... for the State

Petitioners renew their prayer for bail. They are in custody over 400 days.

Learned lawyer for the State submits that petitioners were caught red handed at the spot. Their prayer for bail was rejected in September, 2020.

From the statements of witnesses we find that the petitioners were caught red handed from the spot. Body of the deceased was found near about the same place. No explanation is forthcoming from the petitioners with regard to the cause of unnatural death of the deceased.

Under such circumstances and in view of the gravity of the offence and as prayer for bail of the petitioners was rejected in September, 2020 and there is no substantial change in circumstance, we are not inclined to grant bail to the petitioners.

The application for bail is, this, rejected.

We request the trial Court to take prompt steps for consideration of charge at the earliest and in the event the charge is framed, conclude the trial without unnecessary delay.

The parties shall act in terms of the copy of the order downloaded from the official website of this court.

(Suvra Ghosh, J.)

(Joymalya Bagchi, J.)