

24.03.2021

CRM 1155 of 2021

Court No. 28
Item No. 93
snandy

(REJECTED)

In Re: An application for **Bail** under Section **439** of the Code of Criminal Procedure filed on 28.01.2021 in connection with Kaliachak Police Station Case No. 756 of 2016 dated 26.10.2016 under Sections 302/201 of the Indian Penal Code.

and

In the matter of: **Tahirul Sk. @ Tashirul Sk.**

..... Petitioner

Ms. Minoti Gomes, Advocate

Mr. Kalidas Saha, Advocate

.....for the Petitioner

Mr. Neaguive Ahmed, Advocate

Ms. Trina Mitra, Advocate

..... for the State

The petitioner has filed the instant application for bail in connection with Kaliachak Police Station Case No. 756 of 2016 dated 26.10.2016 under Sections 302/201 of the Indian Penal Code.

The petitioner has received several rejection of his earlier prayer for bail. The instant application is filed renewing the prayer for bail on the ground of delayed disposal of the sessions case.

The State informs us that the case has seen a substantial progress and as many as 17 witnesses out of 18 have been examined and the next dates are fixed on April 16 & 17, 2021. However, we are made to understand that the prosecution has also sought for recalling and/or re-examination of 4 of such witnesses who have already been examined and/or discharged.

We have gone through the case diary and perused the materials-on-record and do not find any changed circumstances warranting interference in the instant application.

As such, the prayer for bail is **rejected**.

The application being **CRM 1155 of 2021** accordingly **dismissed.**

However, the sessions trial must be brought to its logical conclusion at an earliest. The next date is fixed within a short interval and we expect that the learned Sessions Judge would show alacrity in taking up the matter and bring it to its logical end at an earliest. The learned Sessions Judge is requested to complete the trial of the case within eight months from the date of communication of this order.

(Harish Tandon, J.)

(Tirthankar Ghosh, J.)