

19.08.2021
Item no.40.
Court No.32.
AB
(Rejected)

(Via Video Conference)

CRM No. 2442 of 2021

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure filed on 5.3.2021 in connection with Topsia Police Station Case No.119 of 2017 Dated 04.10.2017 under Sections 364A/386/120B of the Indian Penal Code read with Section 25 (1B) (a) of the Arms Act

And

In the matter of : Neha Khatoon @ Minu @ Bittu

.....Petitioner.

Mr. Asis Bhattacharya ...for the Petitioner.

Mr. Ranabir Roychoudhury,
Mr. Rudradipta Nandyfor the State.

The allegation against the petitioner is, inter alia, under Sections 364A/386 of the Penal Code.

The petitioner renews her prayer for bail after her earlier prayer was rejected by a Coordinate Bench of this Court on April 10, 2019. The petitioner is in custody for about four years. It is submitted on behalf of the petitioner that charge sheet has been submitted and in view of the material on record, her further custodial detention is not necessary.

The State opposes the prayer for bail and refers to the material in the case diary.

It appears that an earlier prayer for bail of the petitioner was rejected by a Coordinate Bench of this Court on April 10, 2019.

Having considered the material in the case diary prima facie disclosing involvement of the petitioner in the alleged offence as well as the nature and gravity of the offence and also as her prayer for bail was rejected earlier by a Coordinate Bench of this Court, we are not inclined to grant her bail, at this stage.

The prayer for bail stands rejected.

C.R.M. No.2442 of 2021 is, accordingly, dismissed.

However, in view of the protracted detention of the petitioner, we request the learned Court below to expedite the trial to the extent possible and bring the same to its logical conclusion as soon as the business of the Court may permit without granting any unnecessary adjournment to either of the parties.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Suvra Ghosh, J.)

(Arijit Banerjee, J.)