

26.08.2021
Item no. 43
Court No.32.
S.De.
(rejected)

(Via Video Conference)

CRM 4343 of 2021

In Re: An application for Bail under Section 439 of the Code of Criminal Procedure filed on 24.06.2021 in connection with Malda Police Station Case No. 96 of 2019 dated 19.02.2019 under Sections 489B/489C of the Indian Penal Code.

And

In the matter of : Goutam Mandal.

.....Petitioner.

Mr. Kollol Mondal, Advocate,
Mr. Krishan Roy, Advocate,
Mr. M.A. Sk., Advocate,
Ms. Amrita Chel, Advocate,

.....for the Petitioner.

Mr. Ranabir Ray Choudhury, Advocate,
Mr. Mainak Gupta, Advocate,
Mr. Ashok Das, Advocate,

.....for the State.

The petitioner renews his prayer for bail which was rejected by a co-ordinate Bench of this Court on July 19, 2019 in CRM 6357 of 2019. The charge is under Sections 489B/489C of the Indian Penal Code.

The State says that five out of thirteen witnesses have already been examined.

The petitioner says that he is in custody for about two years and five months.

Given the nature of the charge and that trial is in progress, as also in view of the earlier rejection of the petitioner's prayer, we are not inclined to allow this application.

CRM 4343 of 2021 is dismissed.

However, considering the lengthy detention of the petitioner, we request the learned Trial Court to expedite the trial and bring the same to its logical conclusion as soon as the business of the Court may permit.

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.)