

18.11.2021
646
Ct. No 29
KAUSHIK
(REJECTED)

C.R.M. 5083 of 2021

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Dholahat** Police Station Case No. **56** of **2019** dated **01.03.2019** under Sections 363/365/376(2)(i) of the Indian Penal Code, 1860 and Section 4 of the Protection of Children from Sexual Offences Act, 2012.

And

In Re : Sukanta Mondal.

..... petitioner

Mr. Sabir Ahmed
Mr. Gouranga Kumar Das
Mr. Sandip Kumar Mondal

.... for the petitioner

Ms. Baisali Basu

.... for the State

Learned advocate appearing for the petitioner submits that the petitioner is in custody since two years without any trial and that the charge-sheet has been submitted and date is fixed for charge and there is no chance for expeditious trial in future.

We have heard the learned advocate appearing for the State and considered the material in case diary wherefrom involvement of the accused transpires in respect of grievous offence under POCSO Act. Therefore, we are not inclined to grant bail. Therefore, prayer for bail being CRM 5083 of 2021 is rejected.

However, considering the period of long detention, learned Special Judge is requested to undertake the trial as

expeditiously as possible and preferably within a period of six months from date.

(Ananda Kumar Mukherjee, J.)

(Shivakant Prasad, J.)