

09.12.2021
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rejected

C.R.M. 6168 of 2021
(via video conferencing)

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Ashoknagar Police Station Case No. 186 of 2020 dated 13.03.2020 under Sections 376D/323/506 of the Indian Penal Code.

And

In Re : Rabiul Mondal @ Babusona & Anr. petitioners

Mr. Arup Kumar Bhowmick
... for the petitioner

Mr. P. K. Datta, learned APP
Mr. S. Roy
... for the State

Learned Counsel appearing for the petitioners submits that the petitioners are in custody for one year and nine months. He renews prayer for bail.

Learned Counsel appearing for the State opposes prayer for bail.

We have considered materials on record. The petitioner does not stand on the same footing with the co-accused who has already been enlarged on bail.

Under such circumstances, we are not inclined to extend the privilege of bail to the petitioner.

The application for bail is, thus, rejected.

Trial court is directed to expedite the trial at an early date and conclude the same without granting unnecessary adjournment to either of the parties.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)

C.R.M. 192 of 2018

In Re.: An application under Section 439 of the Code of Criminal Procedure filed on 05.01.2018 in connection with Karimpur Police Station Case No. 136 of 2012 dated 03.07.2012 under Sections 420/467/468/471/120B of the Indian Penal Code.

And

In Re : Rabish Kumar Upadhyay petitioner

Mr. Asraf Ali

... for the petitioner

Mr. Debojyoti Deb

... for the State

Having considered the materials on record prima facie disclosing involvement of the petitioner in the alleged crime of misappropriation of monies of the innocent depositors and the fact that the petitioner has absconded for a protracted period of time, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Rajarshi Bharadwaj, J.)

(Joymalya Bagchi, J.)

