

10.12.2021
cm/ct 28

C.R.M. 6409 of 2021

sl no. 53 In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Nakashipara P.S Case No. 88 of 2019 dated 21.2.2019 under Sections 302/34 of the Indian Penal Code.
And

Rejected

In Re : Osman Sk@ Ramjan Sk

..... petitioner

Mr. Prabir Majumder

..... for the petitioner

Md. N. Ahmed

Mr. Trina Mitra

..... for the State

Petitioner renews his prayer for bail. He is in custody for over three years.

Learned lawyer for the State opposes the prayer for bail. He submits that trial is in progress.

We have considered the materials on record. The statements of witnesses show that petitioner was last seen with the deceased and incriminating articles were recovered on his leading statement.

In view of the aforesaid facts and as his prayer was rejected earlier on merits, we are not inclined to grant bail to the petitioner at this stage.

We, however, request the trial court to conduct the trial on a day to day basis and conclude the same at an early date preferably within one year from the next date fixed for recording evidence without granting unnecessary adjournment.

The application for bail is thus rejected.

(Bivas Pattanayak, J.)

(Joymalya Bagchi, J.)