

30.06.2021

Item no.60
Court No.30
Avijit Mitra

C.R.M. 7496 of 2020 (through video conference)
with
IA no. CRAN 1 of 2020

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure filed in connection with Kaliachak Police Station Case no.373 of 2015 dated 14.07.2015 under Sections 302/120B/34 of the Indian Penal Code and under Section 27 of the Arms Act;

And

In Re : Azad Sk. @ Abul Kalam Azad

.... petitioner

Mr. Sourav Chatterjee,
Mr. Soumya Nag

....for the petitioner

Mr. Swapan Banerjee,
Ms. Purnima Ghosh

..... for the State

Records reveal that the present application was taken up for hearing earlier on 16th October, 2020. On the said date, the Hon'ble Court observed as follows :

“Having considered the rival submissions and, anxiously considering the materials placed, this Court while undoubtedly finding persuasive value in the stand taken by the petitioner that delay in conducting the trial enables the petitioner to obtain bail, at the same time, cannot miss the strong, brooding presence of the observations made by the

Hon'ble Court from time to time in the interest of a timely conclusion of the trial."

Heard Mr. Chatterjee, learned advocate appearing for the petitioner.

Mr. Banerjee, learned advocate appearing for the State submits that the next date for argument has been fixed on 14th July, 2021. Let the documents, as produced, be kept on record.

Considering the stage of the trial, we are not inclined to exercise any discretion in favour of the petitioner at this stage.

However, we direct the learned Court below to conclude the trial, as expeditiously as possible, preferably within a period of two months from the date fixed for arguments i.e. 14th July, 2021.

The application being CRM No.7496 of 2020 and the connected application being CRAN 1 of 2020 are disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Suvra Ghosh, J.)

(Tapabrata Chakraborty, J.)