

36 04.04.2022
(AD) Court No.29
(Rejected)

C.R.M. (DB) 531 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Chanchal** P.S. Case No.**386 of 2017** dated **02/07/2017** (Sessions Case No.- 86/2019) under Sections **498A/302/34** of the Indian Penal Code read with Sections **3/4** of the Dowry Prohibition Act.

And

In the matter of: Alam @ Faruk @ Faruk Hossain

....petitioner.

Mr. Kaustav Bagchi
Mr. Arup Sarkar

...for the petitioner.

Mr. Saswata Gopal Mukherji, Ld. PP
Ms. Faria Hossain
Ms. Sonali Das

... for the State.

Petitioner renews the prayer for bail.

It is contended on behalf of the petitioner that the trial court is not framing the charges.

Attention of the Court is drawn to the averment in paragraph 8 of the petition which states that there is a stay granted by the revisional Court on the proceeding. Consequently, the delay in framing the charges cannot be foisted upon the prosecution. There is hardly any material change in circumstances subsequent to the earlier order of rejection.

In such circumstances, we are unable to grant bail to the petitioner.

Accordingly, the prayer for bail of the petitioner is rejected.

C.R.M. (DB) 531 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)