

37 04.03.2022
(AD) Court No.29
(Rejected)

C.R.M. (DB) 613 of 2022

In Re: - An application for bail under Section 439 of the Code of Criminal Procedure in connection with **Topsia** P.S. Case No. **138 of 2016** dated **22/09/2016** under Sections **376(2)(i)/376(D)** of the Indian Penal Code and Section **4** of POCSO Act.
And

In the matter of: Soumen Sarkar alias Vicky
.....petitioner.
Mr. Ritam Chowdhury
for the petitioner.

Mr. Swapan Banerjee
Ms. Purnima Ghosh
... for the State.

Petitioner renews the prayer for bail.

Learned Advocate appearing for the petitioner submits
that there is hardly any progress at the trial.

The learned Advocate for the State draws the attention of
the Court to the contents in the case diary.

Considering the gravity of the offence and the
involvement of the petitioner therein and considering the fact
that there is hardly any material change in circumstances
subsequent to the earlier order of rejection dated March 2,
2021, we are not inclined to grant bail to the petitioner.

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

However, we request the trial court to proceed with the
trial as expeditiously as possible and preferably fix consecutive
dates for the purpose of recording evidence. The trial court is
also requested not to grant any unnecessary adjournments to
any of the parties.

C.R.M. (DB) 613 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)