

02.05.2022
Serial no.53
[Dd]
(Bail **Rejected**)

CRM (DB) 1160 of 2022

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with G. R. Case No. **773 of 2020** arising out of **Arambagh** Police Station Case No. **295 of 2020** dated **07.08.2020** under Sections **341 /325 /326 /307 /302 / 379/427/506/34** of the Indian Penal Code and Sections **3/ 4** of the Explosive Substance Act.

-And-

In the matter of : Sk. Jamir Hossain @ Sk. Chandu & Anr.
... ...Petitioners

Mr. Sabir Ahmed,
Mr. Apan Saha,
Mr. Shraman Sarkar, Advocates
... ... For the Petitioners

Mr. Swapan Banerjee,
Mr. Suman De, Advocates
... ...For the State

Mr. Niladri Sekhar Ghosh,
Mr. Mujibar Ali Naskar,
Ms. Srimoyee Mukherjee,
Ms. Sompurna Chatterjee, Advocates
... ...For the de facto complainant

Petitioners renew the prayer for bail.

Learned advocate appearing for the petitioners submits that this is the third application for bail. The case is yet to be committed and, therefore, the question of the trial commencing let alone being disposed of expeditiously does not arise.

Learned advocate appearing for the State draws the attention of the Court to the last order of rejection.

Learned advocate appearing for the de facto complainant submits that one of the co-accuseds is

absconding and against whom there is warrant of proclamation of arrest pending.

The petitioners are in custody in excess of 1 year 7 months. Another co-accused is yet to be arrested and produce before the Court.

Considering the materials in the case diary implicating the petitioners as noted in the earlier orders of rejection of the petitioners, there is hardly any material change in circumstances warranting this Hon'ble Court to grant bail. Consequently, we are not inclined to grant bail to the petitioners.

Prayer for bail of the petitioners is **rejected**.

CRM (DB) 1160 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)