

29.07.2022

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rejected

C.R.M. (DB) No. 2525 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Pursurah Police Station Case No. 292 of 2019 dated 30.12.2019 under Sections 498A/307/328/34 of the Indian Penal Code.

And

In Re : Biswajit Garai @ Bishwajit Gorai petitioner

Mr. Niladri Sekhar Ghosh
Ms. Srimoyee Mukherjee
Ms. Sompurna Chatterjee
Mr. Sourav Mondol

... for the petitioner

Mr. Debabrata Chatterjee, learned APP
Ms. Mausumi Sarkar

... for the State

Petitioner renews his prayer for bail.

Learned Counsel appearing for the petitioner submits that co-accuseds are on bail. There is little progress in the matter since rejection of bail by this Court.

Learned Counsel appearing for the State opposes prayer for bail and submits date has been fixed for recording prosecution evidence.

We have considered the materials on record. Petitioner had forced his wife to consume acid. Medical report supports such allegation. He does not stand on the same footing with co-accuseds who have been enlarged on bail. Date has been fixed for recording prosecution evidence.

In view of the aforesaid facts, we are of the opinion there is progress in the matter since rejection of bail by this Court. Hence, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is, thus, rejected.

Trial court is directed to expedite the trial and conclude the same at an early date preferably within one year from the next date fixed for recording evidence without granting unnecessary adjournment to either of the parties.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)