

01.08.2022

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rejected

C.R.M. (DB) No. 2534 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Kulpi Police Station U.D. Case No. 21 (F.I.R. No. 90 of 2001) dated 02.06.2001 under Sections 302/34 of the Indian Penal Code read with Section 9(b) of I.E. Act.

And

In Re : Manjil Molla petitioner

Mr. Shyama Prasad Purkait

Ms. Moumita Mondal

... for the petitioner

Mr. Madhusudan Sur, learned APP

Mr. Dipankar Paramanick

... for the State

Learned Counsel appearing for the petitioner submits that petitioner is in custody for 297 days. It is further submitted that he had been enlarged on bail but due to miscommunication he was unable to appear and warrant of arrest was issued against him. Thereafter He was taken into custody in 2021.

Learned Counsel appearing for the State opposes prayer for bail and submits petitioner is a habitual defaulter.

We have considered the materials on record. Petitioner had absconded for three years. In view of the aforesaid fact and gravity of the offence, we are not inclined in granting bail to the petitioner at this stage.

The application for bail is, thus, rejected.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)

