

25.08.2022
cm/ct 28

C.R.M. (DB) No. 2860 of 2022

sl. no.17

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with **BurraBazar P.S Case No. 211 of 2020** dated **31.10.2020** under Sections **395,397,307 and 34** of the Indian Penal Code, 1860.

Rejected

And

In Re : Kishna Ram @ Kisan Ram Mali.

..... petitioner

Mr. Aditya Roy
Mr. Sayantan Sinha
Mr. Uttam Kumar Mondal

..... for the petitioner

Mr. Sudip Ghosh
Mr. Bitasok Banerjee

..... for the State

Petitioner prays for bail. He submits there is delay in the matter before the trial court. He further submits that he has been falsely implicated in the instant case.

Learned lawyer for the state opposes the prayer for bail. He submits delay is engineered by the accused persons.

We have considered the materials on record. Matter is fixed for consideration of charge. One of the accused person was unrepresented and matter came to be adjourned in these circumstances.

In view of the aforesaid materials on record implicating the petitioner in the crime and gravity of the offence, as delay cannot be attributed to the prosecution, we are not inclined to grant bail to the petitioner.

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

Trial court is directed to consider the issue of framing charge at the earliest and in the event charge is framed to take the

proceeding to its logical conclusion without granting unnecessary adjournment to either of the parties.

(Ananya Bandyopadhyay, J.)

(Joymalya Bagchi, J.)