

14.09.2022.
25.
Ct.No.28
as
(Rejected)

C.R.M. (DB) 3111 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Dum Dum P.S. Case No.34 of 2017 dated 10.01.2017 under Sections 302/201 of the Indian Penal Code.

In the matter of : Anil Kumar Shethy @ Anil Kumar Sethi.
... Petitioner.

Mr. Saibal Mondal,
Mr. Sarthank Mondal.
...for the Petitioner.

Mr. Madhusudan Sur, Id. A.P.P.,
Mr. Dipankar Paramanick.
...for the State.

Petitioner renews the prayer for bail. It is contended petitioner is in custody for more than five years. It is further contended in spite of direction by this Court, trial has not concluded till date.

Learned Advocate for the State opposes the prayer for bail. He submits petitioner did not co-operate with the trial court. As a result, there is delay in trial.

This, however, is disputed by the learned Advocate for the petitioner.

We have considered the materials on record. There are ample evidence connecting him with the crime. Trial has considerably progressed. Adjournments had been taken on behalf of the defence also. Delay was also caused due to the intervening pandemic.

Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

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

Trial court is directed to expedite the trial and conclude the same at an early date without granting unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)