

20.09.2022

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rejected

C.R.M.(DB) No. 3173 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Habra Police Station Case No. 907 of 2016 dated 03.11.2016 under Sections 376D/384 of the Indian Penal Code.

And

In Re : Dilip Brahma @ Mona ..... petitioner

Md. Yunus Mondal

Mr. Pronojit Roy

... for the petitioner

Mr. Ranabir Roy Chowdhury

Mr. Sandip Chakraborty

... for the State

Learned Counsel appearing for the petitioner submits he is in custody for six years. He prays for bail.

Learned Counsel appearing for the State opposes prayer for bail and submits trial is at its fag end. 12 out of 13 witnesses have been examined.

We have considered evidence on record. There are ample evidence implicating the petitioner and co-accuseds. Bail prayer of the petitioner was rejected earlier on merits. Trial has substantially progressed and is at its fag end. Under such circumstances, we are not inclined to grant bail to the petitioner.

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 six months from the

next date fixed for recording evidence without granting unnecessary adjournment to either of the parties.

**(Ajay Kumar Gupta, J.)**

**(Joymalya Bagchi, J.)**