

27.09.2022
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rejected

C.R.M.(DB) No. 3250 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Magrahat Police Station Case No. 107 dated 26.02.2015 under Sections 302/34 of the Indian Penal Code and Sections 25/27 of the Arms Act.

And

In Re : Anowar Hossain Fakir @ Boto petitioner

Mr. Biplab Mitra
Ms. Trina Mitra

... for the petitioner

Mr. Madhusudan Sur, learned APP
Mr. Manoranjan Mahata

... for the State

Learned Counsel appearing for the petitioner submits he renews his prayer for bail. It is also submitted that there is delay in trial of the case.

Learned Counsel appearing for the State produces report with regard to the status of the proceeding. Let the report be kept with the record.

We have considered materials on record. After rejection of bail by this Court first Investigating Officer was partly examined. Subsequently, Presiding Officer was transferred. Hence, delay in the matter cannot be wholly attributed to the prosecution.

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

The application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)