

29.09.2022

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rejected

C.R.M.(DB) No. 3376 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with New Alipore Police Station Case No. 277 of 2016 dated 19.10.2016 under Sections 395/397 of the Indian Penal Code and under Section 25(1B)(a)/27 of the Arms Act.

And

In Re : Ashok Chowdhury @ Ramesh Prajapati @ Chowdhury petitioner

Mr. Subhajit Chowdhury
... for the petitioner

Mr. Madhusudan Sur, learned APP
Mr. Manoranjan Mahata
... for the State

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

Learned Counsel appearing for the State opposes the prayer for bail and submits report with regard to the status of the case.

From the report it appears petitioner and co-accuseds have been contributed to the delay also. There are ample evidence connecting the petitioner with the alleged offence of dacoity.

Keeping in mind the aforesaid facts and as trial is in progress, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

We direct the trial court to expedite the trial and conclude the same at an early date without granting any unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)