

29.09.2022

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rejected

C.R.M.(DB) No. 3358 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Dhantala Police Station Case No. 352/2015 dated October 17, 2015 under Sections 498A/304B/302 of the Indian Penal Code.

And

In Re : Pabitra Sarkar petitioner

Ms. Puja Goswami

... for the petitioner

Mr. Saswata Gopal Mukherji, Ld. PP

Mr. Partha Pratim Das

Ms. Manasi Roy

... for the State

Learned Counsel appearing for the petitioner submits he is in custody for 76 days. He prays for bail on the ground of inordinate delay in trial.

Learned Counsel appearing for the State opposes prayer for bail.

From the report it appears that most of the witnesses have already been examined. Date has been fixed for examination of the investigating officer.

There are ample evidence connecting the petitioner in the murder of his wife. Trial has significantly progressed and examination of the investigating officer is fixed in November, 2022.

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

The application for bail is, thus, rejected.

Trial Court is requested to expedite the trial and conclude the same within three months from the next date fixed for recording of evidence without granting any unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)