

05.12.2022.
40.
Ct.No.28
As/sdas
(Rejected)

C.R.M. (DB) 4265 of 2022

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Bhupatinagar P.S. Case No.139 of 2018 dated 31.08.2018 under Sections 302/326 of the Indian Penal Code.

In the matter of : Biswanath Hati.

... Petitioner.

Mr. Sabyasachi Mondal,
Mr. Soumen Pradhan.

...for the Petitioner.

Mr. Madhusudan Sur, Id. A.P.P.,
Mr. Dipankar Paramanick.

...for the State.

Petitioner is in custody for more than four years. He prays for bail.

Learned Advocate for the State opposes the prayer for bail.

We have considered the materials on record. Statements of eyewitnesses implicate the petitioner in the murder.

Hence, we are not inclined to grant bail to the petitioner on merits.

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

With regard to protracted period of detention suffered by the petitioner, we direct the trial court to conclude the trial as expeditiously as possible preferably within one year from the next date fixed for recording evidence without granting unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta,J.)

(Joymalya Bagchi, J.)

