

06.06.2022
Serial no.45
[Dd]
(Bail Rejected)

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with **Jalpaiguri Women** Police Station Case No. **84** of **2019** dated **19.07.2019** under Sections **376AB/506/34** of the Indian Penal Code read with Section- **6** of POCSO Act, 2012.

In the matter of : Sanjit Roy**Petitioner**

Mr. Ujjwal Luksom,
Mr. Saikat Chatterjee, Advocates
... .. For the State

Learned advocate appearing for the petitioner submits that despite the order dated February 5, 2021 requesting the jurisdictional Court to expedite the trial and make an effort to conclude the same preferably within four months from the date of the order, no progress was made.

Learned advocate appearing for the State submits that out of 9 prosecution witnesses two witnesses were examined. The next date is fixed on July 18, 2022 for the purpose of examining 3 prosecution witnesses.

There subsists an order dated February 5, 2021 requesting the learned Judge to make an effort to conclude the trial as expeditiously as possible preferably within four months from the date of such order.

In such circumstances, the learned trial court is requesting to invoke the provisions of Section 309 of the

Criminal Procedure Code, fix successive dates of trial and not to grant any unnecessary adjournments to any of the parties.

There is hardly any material change in circumstances subsequent to the earlier order dated February 5, 2021. Moreover, considering the materials in the case diary implicating the petitioner in the offences alleged, we are not inclined to grant bail to the petitioner.

Prayer for bail of the petitioner is **rejected**.

CRM (DB) 159 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)