

23.02.2023

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rejected

C.R.M. (DB) No. 717 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Watgunge Police Station Case No. 31 of 2018 dated 07.02.2018 under Section 302 of the Indian Penal Code

And

In Re : Aetwari Mallick petitioner

Mr. Deepak Kumar Prahladka
... for the petitioner

Mrs. Zareen N. Khan
Mr. Arup Sarkar
... for the State

Learned Counsel for the petitioner submits she is in custody for five years. It is also submitted that she has been falsely implicated. She prays for bail.

Learned Counsel for the State opposes the prayer for bail and submits trial has considerably progressed.

We have considered the materials on record. Statements of witnesses implicate the petitioner in the murder. A number of witnesses have already been examined. Under such circumstances, we are not inclined to grant bail to the petitioner.

The application for bail is, thus, rejected.

Trial court is directed to expedite the trial and conclude the same at an early date preferably within one year from the next date fixed or recording evidence without granting unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

