

23.03.2023
tkm/ct 28
sl no.46

C.R.M. (DB) 1071 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Kaliachak P.S case no. 75 of 2021 dated 21.1.2021 under sections 498A/302/34 of the IPC

And

In Re : Kaji Soyel @ Soyel Kaji petitioner

Mr. Debasis Sur

Mr. H Halder

Mr. D K Das

..... for the petitioner

Mr. S G Mukherjee, Id PP

Mr. P P Das

Mrs. Manasi Roy

..... for the State

Petitioner is in custody for about 880 days. Trial has not commenced. He prays for bail.

Learned lawyer for the State opposes the bail prayer.

We have considered the materials on record. Victim housewife was throttled to death at the matrimonial home. Petitioner who is her husband was present at the place of occurrence. He has offered no explanation regarding the homicidal death.

In view of the aforesaid incriminating materials and the gravity of offence, we are not inclined to grant bail to the petitioner.

Accordingly, prayer for bail is rejected.

Trial court is requested to expedite the trial and conclude the same at an early date preferably within two years from the next date fixed for recording evidence without granting unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)