

19.07.2023
Sl. No.14
akd
[Rejected]

C. R. M. (DB) 2132 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 22.05.2023 in connection with Bally Police Station Case No.254 of 2021 dated 02.11.2021 under Sections 304/34 of the Indian Penal Code and subsequently charge sheet filed under Sections 468/471/304/304A/120B of the Indian Penal Code. (G.R. Case No.6261 of 2021)

And

In Re: ***Sudipto Sardar***

... .. Petitioner

Mr. Arkaprabho Roy

... .. for the petitioner

Mr. Rudradipta Nandy .. Id. Addl. Public Prosecutor

Mr. Subrato Roy

... .. for the State

It is submitted on behalf of the petitioner that he is in custody for about one year and seven months. It is further submitted there is delay in trial. Accordingly, he prays for bail.

Learned Additional Public Prosecutor opposes the prayer for bail and submits delay is at the behest of co-accused who has approached this court and has obtained an order of stay.

We have considered the materials on record. Allegations are grave. Petitioner personated as a doctor and treated patients. Delay in the matter is not at the behest of the prosecution. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.

The application for bail is thus rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)

