

28.07.2023
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rejected

C.R.M. (DB) No. 2978 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Raiganj Police Station Case No. 479 of 2019 dated 23.07.2019 under Section 364A of the Indian Penal Code.

And

In Re : Paramita Karmakar petitioner

Mr. Kaushik Chaudhury

Ms. Busra Khatun

... for the petitioner

Mr. Madhusudan Sur, learned APP

Mr. Dipankar Paramanick

... for the State

Mr. Nirupam Dhali

.... for de facto complainant

Learned Counsel for the petitioner submits she is in custody for more than three years. It is also submitted that there is delay in trial. She renews her bail prayer.

Learned Counsel for the State opposes the bail prayer and submits trial is in progress. 20 out of 26 witnesses have already been examined.

We have considered the materials on record. Allegations are grave and involve abduction for ransom and murder. Trial is in progress. Husband of the petitioner is absconding. There is possibility that the petitioner may abscond if released on bail. Under such circumstances her release on bail may derail the

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

The application for bail is, thus, rejected.

Trial court is directed to examine the prosecution witnesses expeditiously and conclude the trial at an early date 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.)