

09.08.2023
tkm/ct 28
sl no. 36

C.R.M. (DB) 3151 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Diamond Harbour P.S. Case No. 93 of 2022 dated 17.2.2022 under sections 302/120B/34 IPC

and

In Re : Murshid Alam Molla @ Lalu petitioner

Mr. Somopriyo Chowdhury

Mr. D Dan

..... for the petitioner

Ms. Anasyua Sinha

Mr. P K Mitra

..... for the State

Mr. Kallol Kr. Basu

Md. Uannat Ul Firdous

..... for the de facto complainant

Petitioner submits he has not been identified by the witnesses by name. He renews his bail prayer.

Learned lawyer for the State opposes the bail prayer. He submits trial is in progress.

We have considered the materials on record. One of the witnesses has already been examined. Statements of witnesses implicate the petitioner in the murder. Trial has commenced and one witness has already been examined.

Under such circumstances, we do not consider it prudent to release the petitioner on bail at this stage.

Accordingly, the prayer for bail is rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)