

13.09.2023

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rejected

C.R.M.(DB) No. 3499 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Bidhannagar (South) Police Station Case No. 68 of 2017 dated 11.04.2017 under Sections 498A/304B/34 of the Indian Penal Code.

And

In Re : Arup Singha @ Arup Singh petitioner

Mr. Kallol Kumar Basu

Md. Jannat Ul Firdous

....for the petitioner

Mr. Saswata Gopal Mukherji, learned PP

Ms. Faria Hossain

Mr. Anand Keshari

.... for the State

1. Learned Counsel for the petitioner submits he is in custody for more than six years. He prays for bail on the ground of inordinate delay.

2. Learned Counsel for the State opposes the prayer of bail and submits prosecution evidence is complete and date has been fixed for examination of the petitioner under Section 313 of the Code of Criminal Procedure.

3. We have considered the materials on record. Allegations are grave and materials on record implicate the petitioner in the offence of murder. Offence, if proved, would attract mandatory life imprisonment. Trial is at its fag end. In view of gravity of the offence, we are not inclined to grant bail to the petitioner at this stage.

4. The application for bail is, thus, rejected.

5. Trial court is directed to conclude the trial as expeditiously as possible preferably within six months from the next date fixed of recording evidence without granting unnecessary adjournment to either of the parties.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)