

19.09.2023
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rejected

C.R.M.(DB) No. 3638 of 2023

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Nabadwip Police Station Case No. 324 of 2022 dated 16.07.2022 under Sections 341/354/325/326/307/379/34 of the Indian Penal Code.

And

In Re : Chinmoy Ghosh petitioner

Mr. Sumanta Das

Mr. A. K. Thokdar

....for the petitioner

Mr. P. K. Datta, learned APP

Mr. Santanu Deb Roy

..... for the State

1. Learned Counsel for the petitioner submits he is in custody for 356 days. It is also submitted that there is delay in trial. He prays for bail.

2. Learned Counsel for the State opposes the prayer for bail and submits date has been fixed for recording evidence.

3. We have considered the materials on record. Petitioner assaulted the victim. As a result his left eye was damaged. Bail prayer of the petitioner was rejected earlier on merits. Date has been fixed for recording evidence. Under such circumstances, we are not inclined to grant bail to the petitioner.

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

5. Trial court is directed to conclude the trial as expeditiously as possible without granting unnecessary adjournment to either of the parties.

(Ajoy Kumar Mukherjee, J.)

(Joymalya Bagchi, J.)