

18.12.2023
Sl. No.85
akd
[Rejected]

C. R. M. (DB) 4239 of 2023

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 19.10.2023 in connection with Paikar Police Station Case No.213 of 2020 dated 15.12.2020 under Sections 362/302/201 of the Indian Penal Code.

And

In Re: ***Rahul Shaikh & Anr.***

... .. Petitioners

Mr. Sabir Ahmed
Mr. Tasnim Ahmed
Ms. Suman Biswas
Mr. Dhiman Banerjee

... .. for the petitioners

Mr. Arijit Ganguly
Mr. Sanjib Kumar Dan

... .. for the State

1. It is submitted on behalf of the petitioners that they are in custody for more than three years. Accordingly, they renew their prayer for bail.
2. Learned Advocate for the State opposes the prayer for bail and submits 35 out of 36 witnesses have been examined.
3. We have considered the materials on record. Trial has substantially progressed. Allegations are grave and if proved would attract mandatory life imprisonment. Under such circumstances, we are not inclined to grant bail to the petitioners at this stage.
4. The application for bail is thus rejected.
5. Trial court is directed to expedite the trial and conclude the same at an early date.
6. Parties shall communicate a copy of this order to the trial court for due compliance.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)

