

24.11.2023
tkm/ct 28
sl no. 39

C.R.M. (DB) 4429 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Deganga PS case no. 723 of 2021 dated 28.11.2021 under section 302 IPC

And

In Re : Muskan Bibi

...petitioner

Mr. S Chakraborty

..... for the petitioner

Mr. M Sur

Mr. M Mahata

..... for the State

1. Petitioner submits one of the prosecution witnesses has turned hostile. He prays for bail.
2. Learned lawyer for the State submits trial is in progress. Petitioner was with the victim husband in the residence on the fateful night. Blood stained weapon of offence was recovered.
3. We have considered the materials on record. Case is based on circumstantial evidence. Petitioner was with the victim at the place of occurrence. Blood stained weapon of offence has been recovered.
4. Under such circumstances, we are not inclined to grant bail to the petitioner at this stage.
5. Accordingly, prayer for bail is rejected.
6. We request the trial court to conclude the trial as expeditiously as possible preferably within one year from the next date fixed for recording evidence without granting unnecessary adjournments to either of the parties.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)