

18.12.2023
tkm/ct 28
sl no. 141

C.R.M. (DB) 4479 of 2023

In Re : An application for bail under section 439 of the Code of Criminal Procedure in connection with Domkol PS case no. 414 dated 15.7.2021 under sections 302/34 IPC and sections 25/27 of the Arms Act

And

In Re : Piyaarul Mondal

...petitioner

Md. Sabir Ahmed
Mr. T Ahmed
Mr. D Banerjee
Mr. Suman Biswas

..... for the petitioner

Mr. Sudip Ghosh
Mr. Apurba Kr. Datta

..... for the State

1. Petitioner is in custody for 558 days. He contends there is no progress in the matter after rejection of bail by this court. He prays for bail.

2. Learned lawyer for the State submits petitioner is one of the principal accused. He along with one Sarawar (absconding accused) had fired at the victim resulting in his death.

3. We have considered the materials on record. Petitioner actively participated in the murder. Co-accused Sarawar is absconding. As a result, there was delay in the proceeding.

4. Hence, we are not inclined to grant bail to the petitioner.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)