

08.04.2024
Sl. No.21
akd
[Rejected]

C. R. M. (DB) 362 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 16.01.2024 in connection with Bandel GRPS Case No.30 of 2019 dated 29.06.2019 under Sections 302/201/34/120B of the Indian Penal Code and Sections 25/27 of the Arms Act.

And

In Re: ***Md. Akbar @ Doley***

... .. Petitioner

Mr. Syed Shahid Imam
Md. Khairul
Md. Jafar Belal Hossaini

... .. for the petitioner

Mr. Madhusudan Sur .. Id. Addl. Public Prosecutor
Mr. Bitasok Banerjee

... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for about 4½ years. It is further submitted there is delay in trial. Accordingly, he prays for bail.
2. Report is placed on record. From the report it appears trial is at its fag-end. Date has been fixed for examining the accused under Section 313 of the Code of Criminal Procedure.
3. We have considered the materials on record. Allegations involve murder which if proved, would attract mandatory life imprisonment. Trial is at its fag-end. Date for examining the accused under Section 313 of the Code of Criminal Procedure has been fixed. Under such circumstances, 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 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.

(Prasenjit Biswas, J.)

(Joymalya Bagchi, J.)