

11.03.2024
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sdas
rejected

C.R.M.(DB) No. 771 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Malipanch Ghora Police Station Case No. 136 of 2022 dated 20.07.2022 under Sections 272/273/304/120B of the Indian Penal Code read with Section 46AA of the Bengal Excise Act.

And
In Re : Ramji Shaw petitioner

Mr. Jayanta Narayan Chatterjee
Ms. Moumita Pandit
Ms. Jayashree Patra
Ms. Ritushree Banerjee
....for the petitioner

Mr. Debasish Roy, learned PP
Mr. Rudradipta Nandy, learned APP
Ms. Jonaki Saha
... for the State

1. Learned Counsel for the petitioner submits he is not the owner of the shop where illicit liquor was sold. He has been falsely implicated. He is in custody for more than a year. He prays for bail.

2. Learned Counsel for the State opposes the bail prayer and submits twelve persons died due to consumption of illicit liquor. Trial is in progress.

3. We have considered the materials on record. Offence involves death of twelve persons due to consumption of illicit liquor. Trial is in progress. Seventeen witnesses have been examined. Prosecution assures this Court that remaining witnesses shall be examined shortly. In view of nature of the

offence and as trial has substantially progressed, we are not inclined to grant bail to the petitioner at this stage

4. Application for bail is, thus, rejected.

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)