

02.04.2024
Sl. No.37
akd
[Rejected]

C. R. M. (DB) 846 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 11.03.2024 in connection with Raidighi Police Station Case No.413 of 2019 dated 21.08.2019 under Sections 447/325/307/34 of the Indian Penal Code.

And

In Re: **Sukdeb Samanta @ Sukdev Samanta**
... .. Petitioner

Mr. Sachit Talukdar
Mr. Karan Bapuli
... .. for the petitioner

Mr. Suranjan Mandal
... .. for the de-facto complainant

Ms. Sreyashee Biswas
... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for about 123 days. It is further submitted petitioner was on bail earlier which was cancelled by this court. Subsequently, he was falsely implicated in a murder case. He is on bail in that case. Accordingly, he prays for bail.
2. Learned Advocates for the State as well as the de-facto complainant oppose the prayer for bail. They submit petitioner has criminal antecedents.
3. We have considered the materials on record. Petitioner has criminal antecedents. His prayer for bail was rejected earlier. Subsequently he was charged with murder of a vital witness in the case. In view of the aforesaid incriminating facts and nature of offence, 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.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)