

05.04.2024
tkm/ct 28
sl no. 32

C.R.M. (DB) 1018 of 2024

In Re : An application for bail under section 439 Cr.P.C in connection with Dhubulia PS case no. 290 of 2019 dated 16.12.2019 under sections 341/302/34 IPC

And

In Re : Swadesh Biswas

..... petitioner

Mr. Sataroop Purkayastha

Mr. Jagriti Bhattacharya

..... for the petitioner

Mr. M Sur

Ms. Puja Goswami

..... for the State

1. Petitioner is in custody for more than four years. He submits there is slow progress in trial. He renews his bail prayer.
2. Learned lawyer for the State opposes the bail prayer. He submits bail prayer of the petitioner was rejected earlier in July 2023 and trial court was directed to conclude the trial within two years. Time-frame has not lapsed.
3. We have considered the materials on record. Bail prayer of the petitioner was rejected earlier in July 2023. Trial court was directed to conclude the trial preferably within two years but timeframe has not expired.
4. Under such circumstances, we are not inclined to grant bail to the petitioner.
5. Accordingly, prayer for bail is rejected.
6. Trial court is requested to expedite the trial and conclude the same at an early date.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)