

08.04.2024
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rejected

C.R.M.(DB) No. 1046 of 2024

In Re:- An application for bail under Section 439 of the Code of Criminal Procedure in connection with Harwood Point Coastal Police Station Case No. 372 of 2021 dated 02.11.2021 under Section 302 of the Indian Penal Code.

And

In Re : Saurav Das @ Rajdeep Das petitioner

Mr. Anindya Sundar Chatterjee
....for the petitioner

Mr. Sandip Chakraborty
Mr. Abhishek Verma
... for the State

1. Learned Counsel for the petitioner submits he is in custody for two years and five months. It is also submitted there is delay in trial. He prays for bail.

2. Learned Counsel for the State opposes the bail prayer and submits trial is in progress.

3. We have considered the materials on record. Petitioner had assaulted the victim resulting in his death. Post mortem report notes injuries on the head of the victim. Offences, if proved, would attract mandatory life imprisonment of the petitioner. Trial is in progress. Accordingly, we are not inclined to grant bail to the petitioner.

4. Application for bail is, thus, rejected.

(Prasenjit Biswas, J.)

(Joymalya Bagchi, J.)