

29.04.2024
Sl. No.27
akd
[Rejected]

C. R. M. (DB) 1136 of 2024

In Re: An application for bail under Section 439 of the Code of Criminal Procedure filed on 05.04.2024 in connection with Chinsurah Police Station Case No.183 of 2019 dated 12.07.2019 under Sections 341/326/307/302 of the Indian Penal Code.

And

In Re: ***Ajoy Mondal***

... .. Petitioner

Mr. Mrityunjoy Chatterjee
Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra

... .. for the petitioner

Mr. Joydeep Roy .. Jr. Govt. Advocate
Ms. Rita Dutta

... .. for the State

1. It is submitted on behalf of the petitioner that he is in custody for about five years. Accordingly, he prays for bail.
2. State submits report giving timeline for conclusion of trial.
3. We have considered the materials on record. There are incriminating materials implicating the petitioner in the murder. Offences, if proved, would attract mandatory life imprisonment. Time schedule proposed by the prosecution shows remaining witnesses i.e. nineteen in number may be examined on nine dates i.e. around two witnesses per day. In view of the aforesaid assurance given by the prosecution, 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 by fixing schedules at short intervals and conclude the same as expeditiously as possible preferably within one year from the next date fixed for recording

evidence subject to cooperation by the defence and systemic delays. Parties shall cooperate with the trial court in that regard.

6. Parties shall communicate a copy of this order to the trial court for due compliance.

(Gaurang Kanth, J.)

(Joymalya Bagchi, J.)