

10.07.2024
Item no. 23.
Court No.28.
AB
(Rejected)

CRM (DB) 1969 of 2024

In Re: An Application for Bail under Section 439 of the Code of Criminal Procedure in connection with Bauria P.S. Case No.102 of 2023 dated 17.6.23 under Sections 489A/489B/489C/489D/ 120B of the Indian Penal Code

And

In the matter of : Sk. Md. Samir

.....Petitioner.

Mr. Imtiaz Ahmed,
Ms. Ghazala Firdous,
Mr. Mofakkerul Islam,
Mr. Sk. Saidullah
Mr. Debopam Roy
Mr. Mithun Mondal
Mr. Md. Arsalan

.....for the Petitioner.

Mr. Iqbal Kabir
Ms. Suruchi Saha

.....for the State.

The charge is under Sections 489A/489B/489C/489D 120B of the Indian Penal Code. The petitioner says that he has no role to play in the alleged incident. He has been falsely implicated. He is in custody for 388 days. Charge is yet to be considered. He prays for bail.

Learned Advocate for the State, while opposing the prayer for bail, draws our attention to the relevant material in the case diary. He says that there is sufficient incriminating material against the petitioner. FSL report has been obtained which clearly indicates that the currency notes seized from the accused persons including the petitioner are low quality counterfeit notes. Charge is scheduled to be considered on

August 8, 2024. All efforts will be made to conclude the trial expeditiously.

We are told that there are 14 witnesses named in the charge sheet.

Having considered the prima facie incriminating material on record, we are not inclined to allow the petitioner's prayer for bail, at this stage.

The prayer for bail is, accordingly, rejected.

CRM (DB) 1969 of 2024 is dismissed.

However, since the petitioner is in custody for more than a year, we direct the learned Trial Court to ensure that charge is considered on August 8, 2024, and if charge is framed, then to take the trial to its conclusion at the earliest and definitely within one year from the date of framing of charge.

The parties shall communicate this order to the learned Trial Court.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)

