

CRM (DB) 2908 of 2024

In re: An application for bail under Section 439 of the Code of Criminal Procedure corresponding to Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

- A n d -

In the matter of : Tahirul Sk & Anr.

.... Petitioners.

Mr. Arup Kr. Bhowmick,

... For the Petitioners.

Mr. Ranabir Roy Chowdhury,

Mr. Saptarshi Chakraborty,

... for the State.

Order dictated by Arijit Banerjee, J.

1. The petitioners renew their prayer for bail which was rejected at least twice, lastly on May 1, 2024. They say that they are in custody for about 7 years and 9 months. On the ground of delay in progress of trial, they renew their prayer for bail.
2. Learned State advocate tells us that only 2 witnesses remain to be examined. They are both formal witnesses. By the order dated May 1, 2024, a co-ordinate Bench, while rejecting the petitioners' prayer for bail, directed the learned Trial Court to conclude the trial at an early date and preferably within 6 months from the next date fixed for recording of evidence. We are told that the next date that was fixed was in June 2024, therefore, trial should be completed by the end of this year.
3. Prima facie, there is very strong evidence against the petitioners. The charge is of murder committed in gruesome manner. We are not inclined to allow the petitioners' prayer for bail in spite of

being conscious of the fact that the petitioners have been in custodial detention for long period of time. The charge, if proved, shall attract mandatory life imprisonment, at the least.

4. Accordingly, CRM (DB) 2908 is dismissed.
5. We direct the learned Trial Court to definitely conclude the trial by delivering judgment by the end of this year.
6. Let this order be communicated by the parties to the learned Trial court.

(Apurba Sinha Ray, J.)

(Arijit Banerjee, J.)