

36.
25-09-2024
(ct. no.28)
debajyoti
(rejected)

CRM (DB) 2914 of 2024

In re: An application for bail under Section 439 of the Code of Criminal Procedure/483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Malda Police Station Case No.26 of 2024 dated 16-01-2024 under Sections 341/326/307/354D of the Indian Penal Code read with Section 12 of the Protection Of Children from Sexual Offences Act.

- A n d -

In the matter of : Ujjwal Mandal

.... Petitioner.

Mr. Sumanta Chakraborty,
Mr. Samirul Sardar

... For the Petitioner.

Mr. Bitasok Banerjee,
Mr. Sourat Nandy

... For the State.

Dictated by Arijit Banerjee, J.

The petitioner renews his prayer for bail which was rejected on merits by a coordinate Bench on June 19, 2024. There is no change of circumstance since then. Hence, we are not inclined to entertain the petitioner's prayer for bail.

The petitioner, however, says that he is in custody for 253 days. Since investigation is complete, he should be enlarged on bail.

Prima facie, we find strong incriminating material against the petitioner. The injury suffered by the victim is

grave. Further we are told that witness action is due to start on September 27, 2024.

The application for bail being CRM (DB) 2914 of 2024 is, thus, **dismissed**. However, we request the learned trial Court to expedite the trial to the fullest extent possible and carry the same to its logical conclusion as soon as possible.

Parties shall communicate this order to the learned trial Court forthwith.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

Criminal Section is directed to supply certified copies of this order to the parties, if applied for, upon compliance of all necessary formalities.

(Arijit Banerjee, J.)

(Apurba Sinha Ray, J.)