

13.05.2024

Sl. No.48

akd
[Rejected]

IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri

C. R. M. (DB) 137 of 2024

In Re: An appeal under Section 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 filed on 29.02.2024 in connection with Sitalkuchi Police Station Case No.499 of 2021 dated 23.12.2021 under Sections 376D/120B of the Indian Penal Code and Section 3 of the Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, 1989.

And

In Re: **Ekramul Hoque @ Rasel Miah**

... .. Petitioner

Ms. Pratusha Dutta Chowdhury

... .. for the petitioner

Mr. Aditi Shankar Chakraborty .. Id. Addl. Public Prosecutor

Mr. Aniruddha Biswas

Mr. Sagnik Sankar Sikdar

... .. for the State

1. The application for bail is treated as an appeal under Section 14A of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989. Necessary amendment to the cause title be made in course of the day.
2. Heard the learned Advocates appearing for both the parties.
3. We have considered the materials on record. Petitioner and co-accused had raped the victim girl. Trial has substantially progressed. Under such circumstances, we are of 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 and conclude the same at an early date preferably within six months from the next date

fixed for recording evidence without granting unnecessary adjournment to either of the parties.

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

(Ajay Kumar Gupta, J.)

(Joymalya Bagchi, J.)