

07.04.2025

Item No.29

Ct.No.34

rc.

Reject

C.R.M. (DB) 293 of 2025

In Re : An Application for bail under Section 439 of the Code of Criminal Procedure read with Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in connection with Mohanpur Police Station Case No. 272 of 2023 dated 07.11.2023 under Sections 302/201/34 of the Indian Penal Code.

And

In Re : **Santu Roy @ Paltu**

... Petitioners

Mr. Somnath Mukherjee

... for the Petitioner

Mr. Debasish Roy, Ld. P.P.

Mr. Arijit Ganguly

Mr. Koushik Kundu

... For the State.

Report submitted by the State is taken on record.

Prayer for bail of the petitioner was turned down by this Court earlier on merits on May 01, 2024. The petitioner renews his prayer primarily on the ground of delay in trial.

It appears that the four witnesses out of twenty-three witnesses have been examined in full and cross-examination of PW-5 has not commenced.

In view of the observation made by this Court on merits on the earlier occasion and also since the petitioner is in custody for more than a year in a case where the offence being proved, mandatory punishment is life imprisonment, prayer for bail is rejected at this stage.

The application is disposed of.

Case Diary is returned.

Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Suvra Ghosh, J.)