

16.05.2025

Item No.DL25
Court No. 34
Asraf, AR(Ct.)

REJECTED

IN THE HIGH COURT AT CALCUTTA
CRIMINAL MISCELLANEOUS JURISDICTION
APPELLATE SIDE

CRM (M) 268 of 2025

In Re : *An application for bail under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Penro Police Station case no.120 of 2021 dated 30.10.2021 under Sections 302, 201, 212 and 34 of the Indian Penal Code, 1860.*

-AND-

In the matter of :

ABDUL ALIM MOLLA alias LALTU

.....Petitioner

For the Petitioner :

Mr. Sk. Toslim Ali

.....Advocate

For the State :

Mr. Bibaswan Bhattacharya

Ms. Rajnandini Das

.....Advocates

The petitioner is in custody for more than three years and prays for bail.

Opposing the prayer, learned counsel for the State submits that trial has been delayed primarily on the prayer of the petitioner and other co-accused. Out of 28 witnesses, five witnesses have been examined so far.

The petitioner seeks bail solely on the ground of his incarnation and delay in trial. It appears that the delay in trial is largely attributable to the petitioner and the co-accused.

On merits the petitioner does not deserve a favourable order at this stage. It also appears that a vital witness has been threatened by one of the co-accused Raju.

Considering the material on record, prayer for bail is **rejected** at this stage.

The learned Trial Court is directed to expedite the trial without granting any unnecessary adjournment to either of the parties.

Accordingly, the application for bail is disposed of.

Case diary be returned.

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

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

(Suvra Ghosh, J.)