

August 28, 2025

31 ARDR
(Rejected)

CRM (M) 1093 of 2025

In Re : An Application for bail under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023 filed in connection with **Malda
Police Station** Case No. **212** of **2023** dated **26/4/2023** under
Sections **302/427** of the Indian Penal Code.

And

In Re : Subir Das @ Sudhir Das

... petitioner.

Adv. Sabrina Parveen,

... for the petitioner.

Adv. Joydeep Roy,

Adv. Ratna Ghosh,

... for the State.

Report submitted by the State is taken on record.

The petitioner is in custody for more than two years and
renews his prayer for bail.

Learned counsel for the petitioner submits that despite a
direction by this Court to expedite the trial and conclude the same
within a year from the next date fixed for recording of evidence, trial
is yet to be concluded.

Learned counsel for the State opposes the prayer.

I have considered the material on record. On merits, the
petitioner does not deserve a favourable order.

This Court is informed that the trial Court was lying vacant
from 22nd March, 2024 to 7th May, 2025 which resulted in delay in
progress of the trial. Learned Judicial Officer has joined at present
and trial is in progress. Prosecution proposes to examine 12 more
witnesses.

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.

The application for bail is disposed of.

Case Diary be 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.)