

18.01.2021
Item No.200
Ct.No.28
s.d.
rejected

C.R.M. 178 of 2021
(Via Video Conference)

In Re : An Application for anticipatory bail under Section 438
of the Code of Criminal Procedure.

And

In the matter of : Amit Mandal ... Petitioner.

Mr. Amitabha Karmakar
Mr. Arup Kumar Bhowmick
... For the Petitioner.

Mr. Rana Mukherjee, APP
Mr. Santanu Chatterjee ... For the State.

Apprehending arrest in connection with Manickchak
Police Station Case No. 265 of 2020 dated 09-10-2020 under
Sections 376/302/109 of the Indian Penal Code, the present
application has been filed.

Learned advocate appearing for the petitioner
submits that the petitioner has been falsely implicated in the
criminal proceedings. The FIR has been lodged 72 days
after the alleged incident and the co-accused persons have
already been granted anticipatory bail. In view thereof
custodial detention of the petitioner is not necessary.

Learned advocate for the State opposes the
petitioner's prayer.

Having heard the learned advocates and considering the materials in the case diary, the post mortem report and the extent of complicity of the petitioner in the alleged offence, we are not inclined to grant anticipatory bail to the petitioner.

Accordingly, the prayer for bail is rejected.

The application being CRM 178 of 2021 is, thus, disposed of.

(Tirthankar Ghosh, J.)

(Tapabrata Chakraborty, J.)