

21.04.2021
Court No.28
Item No. 234
Krishnendu
Rejected

CRM 917 of 2021
(Via video Conference)

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure ;

And

In Re : Tapas Kumar Mandal @ Tapas Mandal
Petitioner

Mr. Asif Dewan

For the Petitioner

Mr. S.S. Imam

Ms. Sonali Bhar

For the State

Apprehending arrest in connection with Murshidabad Police Station
Case No. 537 of 2020 dated 21.10.2020 under sections
323/325/326/307/379/384/506/34 of the Indian Penal Code, the petitioner
has filed the present application.

The learned advocate appearing for the petitioner submits that the petitioner is innocent and he has been falsely implicated. The allegations levelled against him are unfounded. Similarly situated persons have been granted anticipatory bail by the learned Sessions Judge and one co-accused person has been enlarged on bail. Upon completion of investigation, charge sheet has also been filed and as such custodial interrogation of the petitioner is not warranted in the facts and circumstances of the case.

The learned advocate appearing for the State opposes the petitioner's prayer for anticipatory bail and draws our attention to several documents in the case diary.

Having heard the learned advocates appearing for the respective parties and considering the materials on record, it *prima facie* appears

that overt act has been attributed to the petitioner and considering the extent of his complicity in the alleged offence, we are not inclined to exercise any discretion in his favour.

The application for anticipatory bail, being CRM No. 917 of 2021, is, accordingly, dismissed.

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

(Tirthankar Ghosh, J.)

(Tapabrata Chakraborty, J.)