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19-05-2021

Court 28

**C.R.M. 1034 of 2021
(Via Video Conference)**

In Re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Baruipur Police Station Case No. 535 of 2012 dated 28.05.2012 under sections 376/2(f) of the Indian Penal Code.

Bapan Mondal
Versus
State of West Bengal

Mr. Subhajit Chowdhury, Adv.

...for the petitioner.

Mr. N. Ahmed, Adv.
Md. Anwar Hossain, Adv.
Mr. Navanil Dey, Adv.

...for the State.

It is submitted on behalf of the petitioner that the charge-sheet has been submitted in this case and he shall participate in the trial of the case regularly if granted anticipatory bail.

The State produces the case diary along with the statement of the victim under Section 164 of the Code of Criminal Procedure and vehemently opposes the prayer for anticipatory bail.

Having considered the materials on record, specially the statement of the victim under Section 164 of the Code of Criminal Procedure and also having regard to the nature and gravity of the offence, we are not inclined to grant anticipatory bail to the petitioner.

The application for anticipatory bail is rejected.

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

(Suvra Ghosh, J.)

(Soumen Sen, J.)