

**CRM 1280 of 2021
(Via Video Conference)**

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

And

In Re: - Bikash Biawas & Anr.

Petitioners

Ms. Minoti Gomes

Mr. Partha Sarathi Das

Mr. Sourav Bhattacharyya

For the Petitioners

Mr. N. Ahmed, Ld. A. P. P.

Mr. Binay Panda

Ms. Puspita Saha

For the State

Apprehending arrest in connection with Hanskhali Police
Station case no. 3 of 2021 dated 03.01.2021 under Sections
341/326/506/34 of the Indian Penal Code, the present
application has been preferred.

Ms. Gomes, learned advocate appearing for the petitioners
submits that there was a previous dispute between the parties
and they have been falsely implicated in the alleged incident,
which occurred on 3rd of January, 2021.

No overt act has been attributed to the petitioners and in
view thereof, custodial interrogation is not necessary.

Mr. Panda, learned advocate appearing for the State
opposes the petitioners' prayer for anticipatory bail and draws
our attention to the statement of the injured witnesses as
recorded under Section 161 of the Code of Criminal Procedure
and the injury report.

Having heard the learned advocates appearing for the parties and considering the materials in the case diary, the gravity of the offence, the injury report and the extent of complicity of the petitioners in the alleged offence, we are not inclined to grant anticipatory bail to the petitioners.

Accordingly, the application for anticipatory bail being CRM 1280 of 2021 is dismissed.

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

(Kausik Chanda, J.)

(Tapabrata Chakraborty, J.)