

25.
13-08-2021
(ct. no.32)
KOLE
Rejected

(Via Video Conference)

CRM 1714 of 2021

In re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Bandel GR Police Station** Case No. **30 of 2019** dated **29-06-2019** under Sections **302/201/34** of the Indian Penal Code and Sections 25/27 of the Arms Act.

- A n d -

In the matter of : Ajad Yadav

.... Petitioner.

Mr. U. Ray,

... For the Petitioner.

Mr. M. Sur, Ld. APP,
Mr. D. Pramanick,

... For the State.

It is not in dispute that the petitioner has been absconding for a considerable period of time and has been declared proclaimed offender under Section 82 of the Code of Criminal Procedure. It is also submitted on behalf of the State that trial has proceeded after being split up due to abscondence of the petitioner.

In view of the same, the present application under Section 438 of the Code of Criminal Procedure is not maintainable and is, therefore, dismissed.

(Suvra Ghosh, J.)

(Arijit Banerjee, J.)