

18.08.2021
Item no. 28
Court No.32.
S.De
(rejected)

(Via Video Conference)

CRM No. 1753 of 2021

In Re: An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure filed on 11.02.2021 in connection with Baishnabnagar Police Station Case No. 374 of 2019 dated 19.07.2019 under Sections 302/201/34 of the Indian Penal Code.

And

In the matter of : Buddhu Sk. @ Buddhu Mia.

.....Petitioner.

Mr. Amitabha Karmakar, Advocate,
Mr. Arup Kumar Bhowmick, Advocate,
.....for the Petitioner.

Mr. P.K. Datta, Ld. A.P.P.,
Mr. Santanu Deb Roy, Advocate,
.....for the State.

The allegation is that the petitioner and other co-accused persons demanded money from the victim. Sometime thereafter the victim's dead body was found.

The State says that the petitioner and the co-accused persons were last seen together with the victim. The post mortem report says that the death was homicidal in nature.

Charge sheet is yet to be filed. Investigation is going on and is at a nascent stage. The charge is serious.

On an overall assessment of the facts and circumstances of the case and extent of possible complicity of the petitioner in the alleged crime, we are not inclined to grant the petitioner's prayer for anticipatory bail.

The application for anticipatory is, thus, rejected.

C.R.M. 1753 of 2021 is dismissed.

All parties shall act in terms of server copy of the order downloaded from the official website of this Court.

(Suvra Ghosh, J.)

(Arijit Banerjee, J.)