

06.08.2021

Item no.2.

Court No.32.

AB

(Rejected)

(Via Video Conference)

CRM No. 2464 of 2021

In Re: An Application for Anticipatory Bail under Section 438 of the Code of Criminal Procedure filed on 5.3.2021 in connection with Tehatta Police Station Case No.102 of 2018 Dated 2.3.2018 under Sections 302/201/34 of the Indian Penal Code

And

In the matter of : Aoyal Mallick

.....Petitioner.

Mr. Rajdeep Majumdar,
Mr. Amanul Islam,
Mr. Sourav Mukherjee ...for the Petitioner.

Mr. Swapan Banerjee,
Ms. Purnima Ghosh ...for the State.

The petitioner is one of the 11 accused persons. The charge is one of murder.

The petitioner says that he was not named in the first information report. Upon being intimated by the learned Court below, he has approached this Court praying for anticipatory bail.

We have seen the material in the case diary. There are statements of several witnesses recorded under Section 161 of the Code naming the petitioner as being involved in the alleged crime. The case is of 2018. The prosecution says that the petitioner has been absconding.

Be that as it may, given the nature and gravity of the offence and the material in the case diary, we are not inclined to entertain the petitioner's prayer for anticipatory bail.

The prayer for anticipatory bail stands rejected.

Accordingly, C.R.M. No.2464 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.)