

24.11.2021
Court No.32
Item No. 162
Krishnendu
Dismissed

**CRM 2569 of 2021
(Via video Conference)**

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

In re: **Yousuf Rahaman Kazi @ Yousuf Kaji @ Yousuf
Rahaman Kaji**

...Petitioner

Mr. Apzal Ansari
Mr. I. Ahmed

... For the Petitioner

Mr. Madhusudan Sur, Id. A.P.P.
Mr. Partha Pratim Das
Mrs. Manasi Roy

...For the State

Apprehending arrest in connection with Uluberia Police
Station Case No. 300 of 2010 dated 15.05.2010 under Section
286 of the Indian Penal Code read with sections 3 and 4 of the
Explosive Substance Act, the present application has been
preferred.

Mr. Ansari, learned advocate appearing for the petitioner
submits that the petitioner has been falsely implicated. The
principal accused has already been granted bail and in the
said conspectus, custodial interrogation of the petitioner is not
warranted.

Mr. Sur , learned Additional Public Prosecutor appearing
for the State, submits that the present petition itself is not
maintainable since his prayer for anticipatory bail was refused
twice earlier. He further submits that the complaint is of the
year 2010 and the petitioner is absconding till date. In view

thereof, the petitioner is not entitled to the relief, as prayed for.

Heard the learned advocates appearing for the respective parties and considered the materials in the case diary.

It appears from the annexures to this petition that the petitioner's prayer for anticipatory bail was refused twice earlier, lastly on 6th July, 2012 and there has been no change in the circumstances of this case subsequent to earlier rejection of the petitioner's prayer for anticipatory bail.

In view thereof, the application for anticipatory bail, being CRM No. 2569 of 2021, is dismissed.

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

(Sugato Majumdar, J.)

(Tapabrata Chakraborty, J.)