

74. 16.11.2021

Ct.29

Tanmoy

Rejected

**C.R.M. 4995 of 2021**

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

And

In the matter of: - **Imran Sk.**

...petitioner.

Mr. Debapriya Samanta,  
Mr. Snehasish Mukherjee

...for the petitioner.

Ms. Zareen N. Khan,  
Mr. M.F.A. Begg

...for the State.

Petitioner seeks anticipatory bail.

Learned Advocate appearing for the petitioners submits that the petitioner was falsely implicated due to village rivalry. He highlights the fact that the complaint was lodged two months after the alleged incident.

Learned Advocate appearing for the State draws the attention of the Court to the statement of the victim recorded under Section 164 of the Code of Criminal Procedure, 1973. In answering to a query of the Court the learned Advocate for the State submits that the victim refused to medical examination.

Considering the statement recorded under Section 164 of the Code of Criminal Procedure, 1973 and considering the gravity of the offence we are unable to grant anticipatory bail to the petitioner.

Accordingly, the prayer for anticipatory bail being C.R.M. 4995 of 2021 is rejected.

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

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)