

71 02.12.2021
(AD)

Court No.29

(Rejected)

**C.R.M. 5173 of 2021
(Via Video Conference)**

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 02/08/2021 in connection with G.R. Case No.4325 of 2020 corresponding to **Beldanga** P.S. Case No. **518 of 2020** dated **04/12/2020** under Sections **341/302/34** of the Indian Penal Code and Sections **3/4** of the Explosive Substances Act and Sections **25/27** of the Arms Act.

And

In the matter of: - Babu Jamal Sk @ Sk Babujaman
...petitioner.

Mr. Arnab Chatterjee
Mr. Anisur Rahaman
...for the petitioner.

Mr. Swapan Banerjee
Mr. Suman De
...for the State.

Petitioner seeks anticipatory bail.

Learned Advocate appearing for the petitioner submits that the police submitted charge sheet and, therefore, custodial interrogation of the petitioner is not required. He submits that the petitioner was falsely implicated.

Learned Advocate appearing for the State draws the attention of the Court to the statements recorded under Section 161 of the Code of Criminal Procedure and under Section 164 thereof.

Considering the nature of the incident, the involvement of the petitioner therein and the statement recorded under Section 164 of the Code of Criminal Procedure, we are unable to grant anticipatory bail to the petitioner.

Accordingly, the prayer for anticipatory bail of the

petitioner is rejected.

C.R.M. 5173 of 2021 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)