

CRM No.5264 of 2021

Via video conference

07.12.21

(S.R.)

Sl.192

Ct.32

In re: An application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with **Lalgola** Police Station Case No.319 of 2021 dated 13/05/2021 under Sections 341/323/325/307/379/34 and subsequently added Sections 341/323/325/307/34 of the Indian Penal Code;

And

In re: Golab Sk @ Md Golab Hossain

... petitioner.

Mr. Golam Nure Imrohi

Mr. Sreejeet Basu Roy

... for the petitioner.

Mr. Saswata Gopal Mukherjee, PP

Ms. Sayanti Santra

...for the State.

Mr. Imrohi, learned advocate appearing for the petitioner submits that the petitioner has been falsely implicated. All the other co-accused persons have been granted anticipatory bail by the learned Sessions Court. Upon completion of investigation charge sheet has also been submitted and as such, custodial interrogation is not necessary.

Ms. Santra, learned advocate appearing for the State opposes the petitioner's prayer and draws our attention to several documents in the case diary including the statements of the witnesses and the injury report. *Prima facie*, there are strong incriminating materials against the present petitioner. Overt act has been attributed to him.

Considering the nature of such accusations and the injury report, we are not inclined to exercise any discretion in his favour.

Accordingly, the application for anticipatory bail being CRM No.5264 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.)