

15.09.2021
63
Ct. No 29
KAUSHIK
(REJECTED)

C.R.M. 5878 of 2021
(via video conference)

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with Bhupatinagar Police Station Case No. 155 of 2021 dated 19.05.2021 under Sections 326/307/34 of the Indian Penal Code read with Section 3/ 4 of the Explosive Substance Act and Section 25/27 of the Arms Act.

And

In Re : Moulendu Bikash Bhunia petitioner

Mr. Tapan Dutta Gupta
Mr. Parvej Anam

.... for the petitioner

Mr. N. Ahmed
Ms. Trina Mitra

... for the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that, the petitioner was falsely implicated. He submits that, there is no material to prosecute the petitioner.

Learned advocate appearing for the State draws attention of the Court to the statement made under Section 164 of the Code of Criminal Procedure and to the injury report.

Considering the facts and circumstances of the case and considering the statement recorded under Section 164 of the Code of Criminal Procedure and the injury report, we are unable to grant anticipatory bail to the petitioner.

Accordingly, prayer for anticipatory bail of the petitioner is rejected and the application being CRM 5878 of 2021 is dismissed.

(Debangsu Basak, J.)

(Ananda Kumar Mukherjee, J.)