

29-11-2021
Item no.12
Subrata

IN THE HIGH COURT AT CALCUTTA
Criminal Miscellaneous Jurisdiction

CRM No.7292 of 2021
Sk. Faruk @ Sk. Faruk Hosen
-vs-
The State of West Bengal

In Re: An application for anticipatory bail under **Section 438 CrPC** in connection with Kharagpur Local P.S. Case No.562 of 2021 dated August 7, 2021, G.D. No.463 dated August 7, 2021 G.R. No.2174 of 2021 under sections 341/323/376D/379/506/509/34 IPC.

Ms. Nasneen Islam ...for the petitioner

Mr. Saibal Bapuli
Mr. Asim Bhattacharyya ... for the State

The petitioner seeks anticipatory bail.

Learned advocate for the petitioner submits that the petitioner is a witness in a previous police complaint against the mother-in-law of the de facto complainant and that the present police complaint was lodged in order to ensure that the petitioner is not in a position to be a witness in the previous police complaint.

Learned advocate for the State draws the attention of this court to the statement under section 164 CrPC and to the medical report.

Considering the materials in the case diary, including the statement recorded under section 164 CrPC and the medical report, as also the gravity of the offences and the complicity of the petitioner therein, we are unable to grant anticipatory bail to the petitioner.

CRM No.7292 of 2021 is thus dismissed.

[Debangsu Basak, J]

[Bibhas Ranjan De, J]

