

18.02.2021
Item No.143
Ct.No.28
dc.

C.R.M. 8438 of 2020
(Via Video Conference)

In Re : An Application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed in connection with Kaliachak P.S. Case No. 56 of 2015 dated 01.02.2015 under Sections 302/34 of the Indian Penal Code read with Sections 25(1)(a)/27 of the Arms Act (G.R. Case No. 310 of 2015).

And

In Re : **Anuwarul Biswas**
... Petitioner.

Mr. Mritunjoy Chatterjee
... For the Petitioner.

Mr. Madhusudan Sur,
Mr. Dipankar Paramanick
... For the State.

Mr. Chatterjee, learned advocate appearing for the petitioner prays for anticipatory bail in connection with the instant case.

Mr. Sur, learned advocate appearing for the State submits that the petitioner's name is not appearing either in the FIR or in the statement of any of the witnesses under Section 161 of the Code of Criminal Procedure or in the charge-sheet. As such, according to him, there is no scope of apprehension of arrest of the petitioner so far as the present case is concerned.

In view of the aforesaid submission advanced by the learned advocate appearing for the State, we are of the

opinion that the application for anticipatory bail is not maintainable so far as the present petitioner, namely, **Anuwarul Biswas** is concerned.

With the aforesaid observations, the application for anticipatory bail, being CRM 8438 of 2020, is disposed of.

(Tirthankar Ghosh, J.)

(Tapabrata Chakraborty, J.)