

28.09.2021
Court No.01
Item No. 36
Rejected
Krishnendu

**CIRCUIT BENCH OF CALCUTTA HIGH COURT
AT JALPAIGURI**

**CRM 984 of 2021
(Via Video Conference)**

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure ;

And

In Re : **Raju Ali @ Raju Md.**

Petitioner

Mr. Sudip Guha

For the Petitioner

Mr. Ujjwal Luksom

Mr. Kallol Acharjee

Mr. Tapan Bhattacharjee

For the State

Mr. Sayan De

Mr. Sampad Das

Mr. Kaustav Shome

Ms. Esha Acharya

For the *De facto* complainant

Apprehending arrest in connection with New Jalpaiguri Police Station Case No. 832 of 2021 dated 27.07.2021 under sections 341/326/379/506/34 of the Indian Penal Code, the petitioner has filed the present application.

Mr. Guha, learned advocate appearing for the petitioner submits that the allegations levelled are omnibus in nature. All other co-accused persons have been granted anticipatory bail by the learned Court below and in view thereof, custodial interrogation of the petitioner is not necessary.

Mr. Luksom, learned advocate appearing for the State opposes the petitioner's prayer and draws our attention to the contents of the complaint and the injury report. He further submits that investigation is still in progress and there are incriminating materials on record, which clearly indicate the direct involvement of the petitioner in the alleged offence.

Having heard the learned advocates appearing for the respective parties and considering the materials in the case diary, the injury report and the nature of accusations, we are not inclined to exercise any discretion in favour of the petitioner, more so when, investigation is yet to be completed. Accordingly, the prayer for anticipatory bail of the petitioner is refused.

The application for anticipatory bail, being C.R.M. No. 984 of 2021 is dismissed.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Abhijit Gangopadhyay, J)

(Tapabrata Chakraborty, J)