

04.02.2022

Serial no. 02

Dd

CRM (A) 380 of 2022

In re : An Application for **anticipatory bail** under Section **438** of the Code of Criminal Procedure in connection with **Madhyamgram** Police Station Case No. **741** of **2021** dated **23.11.2021** under Sections **420/406/34** of the Indian Penal Code.

-And-

In the matter of : **Kalyan Ghosh**

... ..**Petitioner**

Mr. Surya prasad Chattopadhyay,
Mr. Arjun Samanta, Advocates
... .. For the Petitioner

Mr. Sataroop Purakayastha,
Ms. Jagriti Bhattacharya, Advocate
... ...For the de facto complainant

Mr. Rudradipta Nandy, Advocate
... ...For the State

Petitioner seeks anticipatory bail.

A report was called for by an order dated January 31, 2022.

Report filed in Court today be taken on record.

It appears that the petitioner persuaded the mother of the de facto complainant who is of 90 years of age and staying in an old age home apparently run by the petitioner to part with money to the petitioner. The petitioner is yet to refund the entirety of the amount. That apart there is one other accused involved who is yet to be arrested. Such other person also is yet to return any money to the mother of the de facto complainant.

Considering the gravity of the offence and the involvement of the petitioner therein and considering the fact that the petitioner is dabbling with the public with

regard to an old age home, we are not inclined to grant anticipatory bail to the petitioner.

Personal appearance of the IO is dispensed with.

Prayer for anticipatory bail is **rejected**.

This application for anticipatory bail is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)