

CRM (A) 1244 of 2022

In re : An Application for anticipatory bail under Section 438 of the Code of Criminal Procedure filed on 10.03.2022 in connection with Muchipara Police Station Case No. 62 of 2022 dated 26.02.2022 under Sections 326/379/34 of the of the Indian Penal Code read with Sections 25(1B)(A) of the Arms Act.

-And-

In the matter of : **Tutu Ghosh & Ors.**

... ...Petitioners

Mr. Subhabrata Chowdhury, Advocate

Ms. Tr ipti Pandey, Advocate

Mr. Biswajit Ghoswami, Advocate

Mr. Gopal Chandra Mandal, Advocate

... ... For the Petitioners

Mr. Shiladitya Banerjee, Advocate

... ... For the State

Mr. Rudradipta Nandy, Advocate

Mr. Anish Biswas, Advocate

Ms. Sanjana Saha, Advocate

... ... For the de facto complainant

Petitioners seek anticipatory bail.

Learned Advocate appearing for the petitioners submits that since the petitioner no. 3 was arrested, the present application may be treated as dismissed as not pressed so far as petitioner no. 3 is concerned.

Consequently, CRM (A) 1244 of 2022 is dismissed as not pressed on behalf of the petitioner no.3.

Learned Advocate appearing for the petitioners submits that so far as petitioner nos. 1 and 2 are concerned, there were falsely implicated. The police complaint is a result of a political vendetta since the petitioner subscribe to a political ideology and took out a procession with regard to a political incident.

Learned Advocate appearing for the State draws the attention of the Court to the statement of the injured suffering grievous injuries.

The de facto complainant is represented.

Considering the gravity of the offence and the involvement of the petitioner nos. 1 and 2 as transpiring from the materials available in the case diary including the injury report of the victim and the statement of the victim, we are unable to grant anticipatory bail to the petitioner nos. 1 and 2.

CRM (A) 1244 of 2022 is rejected.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)