

28.03.2022
Serial no. 29
[Dd]
(Anticipatory bail
Rejected)

CRM(A) 1401 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Shibpur** Police Station Case No. **375** of **2021** dated **26.10.2021** under Sections **326/307/34/120B** of the Indian Penal Code, (G.R. NO. **6085/2021**)

-And-

In the matter of : **Saiyad Md Saddam @ Sayed Md Saddam**
... ..**Petitioner**

Mr. Manjit Singh,
Mr. Gaganjyot Singh, Advocate
... .. For the Petitioner

Mr. Phiroze Edulji,
Mr. Sandip Chakraborty,
Mr. Imtiaz Ahmed,
Mr. Ayan Bhattacharrya,
Mr. A. K. Upadhyay,
Mr. Antarikha Basu,
Mr. Ashok Das,
Sk. Saidullah, Advocates
... ..For the de facto complainant

Ms. Zareen N. Khan,
Mr. Arup Sarkar, Advocates
.For the State

Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that the petitioner was falsely implicated. The petitioner was absent on the date of the incident at the locale. The petitioner was travelling from Mumbai on the fateful day. The police filed charge sheet and, therefore, custodial interrogation of the petitioner is not required.

Learned advocate appearing for the State draws the attention of the Court to the injury report of the victim and

to the statement of the victim recorded under Section 164 of the Criminal Procedure Code.

In the statement of the victim, the injured names the petitioner as the mastermind of the incident. The injury suffered by the victim is serious in nature.

The de facto complainant is represented.

Considering the gravity of the offence and the involvement of the petitioner therein, the nature of the injury and the statement of the victim recorded under Section 164 of the Criminal Procedure Code, we are not inclined to grant anticipatory bail to the petitioner.

Prayer for anticipatory bail of the petitioner is **rejected**.

CRM(A) 1401 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)