

29.03.2022
Serial no. 35
[Dd]
(Anticipatory bail
Rejected)

CRM(A) 1451 of 2022

In re : An Application for **Anticipatory Bail** under Section **438** of the Code of Criminal Procedure in connection with **Ketugram** Police Station Case No. **187** of **2021** dated **04.05.2021** under Sections **147/148/149/326/307/302** of the Indian Penal Code (Corresponding to G.R. Case No. **392** of **2021**)

-And-

In the matter of : **Bibhas Dutta**

... ..**Petitioner**

Mr. Moyukh Mukherjee,
Mr. Abhijit Singh,
Mr. Francis Samson Correa,
Mr. Shakti Halder,
Mr. Sarthak Mondal, Advocates
... ... For the Petitioner

Mr. Swapan Banerjee,
Ms. Purnima Ghosh, Advocate
... ...For the State

Memo of evidence filed in Court be taken on record.
Petitioner seeks anticipatory bail.

Learned advocate appearing for the petitioner submits that the police filed charge sheet and, therefore, further detention of the petitioner is not required. He submits that both in the charge sheet as well as in the statement recorded under Section 164 of the Criminal Procedure Code, the role of the petitioner is not of a instigator at best.

Learned advocate appearing for the State submits that the petitioner is named in the statement recorded under Section 161 of the Criminal Procedure Code as well as under Section 164 thereof as one of the person involved

in the incident of murder. He submits that procedure for issuance of proclamation of arrest and attachment was completed.

Considering the materials in the case diary and considering the gravity of the offence and the involvement of the petitioner therein as transpiring from the materials in the case diary, we are not inclined to grant anticipatory bail to the petitioner.

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

CRM(A) 1451 of 2022 is **dismissed**.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)