

25.04.2022

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Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 1851 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Balurghat** Police Station Case No. **616** of **2021** dated **30.10.2021** under Sections 363/365 of the Indian Penal Code.
And

In Re : Balai Debnath @ Balaram Debnath @ Devnath
..... petitioner

Mr. Kaushik Chaudhury
Ms. Busra Khatoon
....for the petitioner

Mr. Gautam Banerjee
....for the State

Petitioner prays for anticipatory bail.

Learned advocate appearing for the petitioner submits that, 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 materials in the case diary including the statement recorded under Section 164 of the Code of Criminal Procedure (Cr.P.C.).

Considering the materials in the case diary and considering the fact that the 164 Cr.P.C. statement implicates the petitioner and considering the gravity of the offence and the

involvement of the petitioner therein, we are unable to enlarge the petitioner on anticipatory bail.

Accordingly, prayer for anticipatory bail of the petitioner is rejected and the application being CRM (A) 1851 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)