

01.07.2022

20

Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 3118 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Ranaghat** Police Station Case No. **318** of **2022** dated **16.05.2022** under Sections 448/323/325/326/354/506/34 of the Indian Penal Code.

And

In Re : Piyara Kha @ Rajesh Khan & Ors.

..... petitioners

Ms. Sananda Bhattacharya

....for the petitioners

Mr. Atif Ahmed Siddiqui

Mr. Partha Sarathi Basu

Md. Hafiz Ali

....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, the dispute arose out of construction of a 'toilet'.

Learned advocate appearing for the State draws the attention of the Court to the materials in the case diary including the injury reports of the two victims and their statements recorded under Section 161 of the Code of Criminal Procedure (Cr.P.C.).

Learned advocate appearing for the petitioners submits that, there is a counter case also and that the petitioners suffered injuries also.

Considering the materials in the case diary, the nature of injuries suffered by the victim and their 161 Cr.P.C. statement

and considering the fact that the investigations are yet to be concluded, we are unable to grant anticipatory bail to any of the petitioners.

Accordingly, prayer for anticipatory bail of the petitioners is rejected and the application being CRM (A) 3118 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)