

04.07.2022

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Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 3131 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Thanarpara** Police Station Case No. **100** of **2017** dated **21.06.2017** under Sections 147/148/149/323/333/186/353/332/307/435/427 of the Indian Penal Code and Sections 3/ 4 of the E.S. Act and Sections 3/ 4 PDPP Act and Section 9 MPO Act.

And

In Re : Saokat Mondal & Anr.

..... petitioners

Mr. Bibaswan Bhattacharya

....for the petitioners

Mr. Neiguive Ahmed

Mr. Iqbal Kabir

Ms. Kumkum Mitra

....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, one co-accused was granted anticipatory bail in CRM 6618 of 2017 on August 17, 2017. The police filed charge-sheet in 2021. The petitioners were not aware of their involvement in the present police case.

Learned Additional Public Prosecutor submits that, the petitioners are named in the First Information Report. He refers to the statement of the eye witness recorded under Section 161 of the Code of Criminal Procedure (Cr.P.C.). He submits that, the petitioner stands on the same footing as the other co-accused prayer for anticipatory bail was not granted.

Considering the long absconsion of the petitioners, the involvement of the petitioners in the offence as transpiring from the materials in the case diary, 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) 3131 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)