

19.07.2022

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Ct. No. 29

**KAUSHIK
REJECTED**

C.R.M.(A) 3431 of 2022

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Dubrajpur** Police Station Case No. **232** of **2021** dated **25.10.2021** under Sections 341/323/325/307 of the Indian Penal Code, 1860 read with Section 25/27 of the Arms Act.

And

In Re : Sk. Nobi Hossain @ Sekh Nurul Islam & Anr.

..... petitioners

Mr. Kunal Ganguly

....for the petitioner

Mr. Rudradipta Nandy

Ms. Sonali Das

....for the State

Petitioners pray for anticipatory bail.

Learned advocate appearing for the petitioners submits that, the victim did not suffer injury. The petitioners were falsely implicated.

Learned advocate appearing for the State draws the attention of the Court to the statement of the eye witness recorded under Section 161 of the Code of Criminal Procedure (Cr.P.C.).

The eye witness described the incident that there was an attempt to murder by using fire arms.

The case diary shows seizure list of fired cartridges as well as the live cartridges.

In view of such materials in the case diary, the gravity of the offence and the involvement of the petitioners as transpiring from the materials in the case diary, we are unable to grant anticipatory bail to the petitioners.

Accordingly, prayer for anticipatory bail of the petitioners is rejected and the application being CRM (A) 3431 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)