

25.07.2022

Sl. 48

Court No.29

(AD)

(Rejected)

C.R.M. (A) 3522 of 2022

In Re: - An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Nalhati** Police Station Case No.**220 of 2022** dated **22/05/2022** under Sections **341/324/325/326/307/34** of the Indian Penal Code.

And

In the matter of: **Nader Sekh alias Nader Sk alias Haru & Anr.**
....petitioners.

Mr. Angshuman Chakraborty
Mr. Shashanka Shekhar Saha
...for the petitioners.

Ms. Avishek Sinha
...for the State.

Mr. Saikat Chatterjee
Mr. Abdur Rakib
... for the de facto complainant.

Petitioners pray for anticipatory bail.

Learned Advocate appearing for the petitioners submits that there is a previous police complaint against the de facto complainant in the present police case. Moreover, he refers to the present police complaint and submits that the de facto complainant stated that there civil disputes between the private parties.

Learned Advocate appearing for the State draws the attention of the Court to the injury report of the victim and the statement of the victim recorded under Section 161 of the Code of Criminal Procedure.

De facto complainant is represented.

He submits that there is no civil suit is pending between

the private parties. The injured victim is 15 years of age.

In his statement, the injured victim implicates both the petitioners and ascribed the specific role of them. The injury report of the victim suggests that the victim was unconscious and suffer lacerated wound over the head. The injury suffered apparently is over a vital part of the body.

Considering the nature of the injury suffered, the gravity of the offence and the involvement of the petitioners therein, we are unable to grant anticipatory bail to the petitioners.

Accordingly, the prayer for anticipatory bail of the petitioners is rejected.

C.R.M. (A) 3522 of 2022 is dismissed.

(Debangsu Basak, J.)

(Bibhas Ranjan De, J.)